Ireland - Laws, etc - II [15 & 16 Geo. III]
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ACTS AND STATUTES, MADE

In a PARLIAMENT begun at *Dublin*, the Seventeenth Day of *October*, *Anno Dom.* 1769, in the Ninth Year of the Reign of our Moſt Gracious Sovereign Lord King *GEORGE* the Third.

BEFORE

His Excellency *George* Lord Viſcount *Townſhend*, Lord Lieutenant General and General Governor of *Ireland*.

And continued under His Excellency *George* Lord Viſcount *Townſhend*, Lord Lieutenant General and General Governor of *Ireland*, by ſeveral Prorogations, until the Twenty-ſixth Day of *February*, 1771.

And further continued under His Excellency *George* Lord Viſcount *Townſhend*, Lord Lieutenant General and General Governor of *Ireland*, by ſeveral Prorogations, until the Eighth Day of *October*, 1771.

And further continued under His Excellency *Simon* Earl *Harcourt*, Lord Lieutenant General and General Governor of *Ireland*, by ſeveral Prorogations, until the Twelfth Day of *October*, 1773.

And further continued under His Excellency *Simon* Earl *Harcourt*, Lord Lieutenant General and General Governor of *Ireland*, by ſeveral Prorogations, until the Tenth Day of *October*, 1775. Being the Fifth Seſſion of the Second PARLIAMENT in the Reign of His preſent Majeſty.

DUBLIN:

Printed by the Executors of DAVID HAY, Aſſignee of the late BOULTER GRIERSON, Printer to the King's Moſt Excellent Majeſty. MDDCLXXV.

ACTS
AND
STATUTES,
MADE

In a PARLIAMENT begun at Dublin, the Seventeenth Day of October, Anno Dom. 1769, in the Ninth Year of the Reign of our Moſt Gracious Sovereign Lord King GEORGE the Third.

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DUBLIN:

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CHAP. I.

AN

ACT

FOR

Granting unto His Majeſty the ſeveral Duties, Rates, Impoſitions, and Taxes therein particularly expreſſed, to be applied to pay an Intereſt at the Rate of Four Pounds *per Centum per Annum*, for ſuch Part of the ſeveral Principal Sums formerly borrowed, as ſhall remain unpaid on the Twenty-fifth Day of *December*, One thouſand ſeven hundred and ſeventy-five, and for ſuch other Purpoſes as are therein mentioned.

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CHAP.
I.

AN

ACT

Anno Regni Decimo Quinto & Sexto

GEORGII Tertii Regis.

CHAP. I.

An Act for granting unto His Majesty the several Duties, Rates, Impositions, and Taxes therein particularly expressed, to be applied to pay an Interest at the Rate of Four Pounds *per Centum per Annum*, for such Part of the several principal Sums formerly borrowed, as shall remain unpaid on the Twenty-fifth Day of *December*, One thousand seven hundred and seventy-five; and for such other Purposes as are therein mentioned.

CHAP. I.

WHEREAS by an Act of Parliament made and passed in the Thirteenth and Fourteenth Years of Your Majesty's Reign, intituled, An Act for granting unto His Majesty the several Duties, Rates, Impositions and Taxes therein particularly expressed, to be applied to pay an Interest at the Rate of Four *per Cent. per Annum*, for such Part of the several principal Sums formerly borrowed as shall remain unpaid

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paid on the Twenty-fifth Day of *December*, One thouſand ſeven hundred and ſeventy-three, and to apply the Surplus of the ſaid Duties in ſuch Manner, and for ſuch Purpoſes as ſhall be directed by Parliament; ſeveral Aids and additional Duties were granted to Your Majeſty, Your Heirs and Succeſſors from the Twenty-fifth Day of December, One thouſand ſeven hundred and ſeventy-three, to the Twenty-fifth Day of December, One thouſand ſeven hundred and ſeventy-five inclusive, to pay an Intereſt for the ſeveral Sums in the ſaid recited Act particularly mentioned, or ſo much thereof as ſhould remain unpaid on the ſaid Twenty-fifth Day of December, One thouſand ſeven hundred and ſeventy-three, to the Perſon or Perſons who lent the ſame, his, her, or their Executors, Adminiſtrators, or Aſſigns, at the Rate of Four Pounds per Centum per Annum, to commence from the ſaid Twenty-fifth Day of December, One thouſand ſeven hundred and ſeventy-three, without any Fee or Charge, and free from all Deductions, Defalcations, and Abatements whatſoever, until ſuch Time as they ſhould be reſpectively paid their Principal Money at one entire Payment: And whereas by one other Act made and paſſed in the ſame Seſſion of Parliament, intituled, An Act for granting Annuities in the Manner therein provided, to ſuch Perſons as ſhall voluntarily ſubſcribe towards the raiſing a Sum not exceeding the Sum of Two Hundred and Sixty-

Sixty-five Thouſand Pounds; it was Enacted, the Surplus or Exceedings of the Aids and Duties granted to Your Majeſty by the Act herein before recited, over and above what ſhould be ſufficient to diſcharge the Intereſt therein mentioned and provided for, ſo much of ſuch Surplus or Exceedings as ſhould be for that purpoſe neceſſary, ſhould be applied towards Payment of the ſeveral Annuities therein mentioned: And whereas the ſeveral Aids and Duties granted to Your Majeſty in and by the ſaid Firſt recited Act, have not proved ſufficient to pay and diſcharge the ſaid ſeveral Principal Sums, and the Intereſt of the ſame reſpectively: And whereas it is neceſſary to provide for the Payment of ſuch Part of the ſaid ſeveral Principal Sums as ſhall remain unpaid on the Twenty-fifth Day of December, One thouſand ſeven hundred and ſeventy-five, together with the Intereſt thereof, and alſo to provide for the Payment of the Annuities aforeſaid; We therefore Your Majeſty's moſt Dutiful and Loyal Subjects the Commons of Ireland in Parliament aſſembled, do moſt humbly beſeech Your Majeſty that it may be Enacted, and be it Enacted by the King's Moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons in this preſent Parliament aſſembled, and by the Authority of the ſame, That for ſo much of the ſaid ſeveral Principal

CHAP. I.

Sums so borrowed as aforesaid, as shall remain unpaid on the Twenty-fifth Day of December, One thousand seven hundred and seventy-five, there shall be paid at the Receipt of His Majesty's Exchequer, by the Hands of the Vice-Treasurer or Vice-Treasurers, Paymaster or Receiver-General, his or their Deputy or Deputies, at the End of every Six Calendar Months from the said Twenty-fifth Day of December, One thousand seven hundred and seventy-five, to the Person or Persons who has or have paid or lent the same, his, her, or their Executors, Administrators, or Assigns, Interest at the Rate of Four Pounds per Centum per Annum, to commence from the said Twenty-fifth Day of December, One thousand seven hundred and seventy-five, without any Fee or Charge, and free from all Deductions, Defalcations, and Abatements whatsoever, until such Time as they shall be respectively paid their Principal Money at one entire Payment.

And be it further enacted by the Authority aforesaid, That the several Annuities granted by the said last recited Act, to the several Subscribers who advanced and paid the said Sum of Two Hundred and Sixty-five Thousand Pounds into His Majesty's Treasury, pursuant to the said Act; and to one other Act passed in the same Session, intituled, An Act to explain and amend an Act passed in this

Session

Session of Parliament, *intituled*, An Act for granting Annuities in the Manner therein provided to such Persons as shall voluntarily subscribe towards the raising a Sum not exceeding the Sum of Two Hundred and Sixty-five Thousand Pounds, **shall and may be regularly paid as the same shall become due, according to the true Intent and Meaning of the said recited Acts.** CHAP. I.

And to the End and Intent that the Interest of the said several Sums so formerly borrowed and remaining unpaid, and the said several Annuities may be duly and regularly paid, according to the true Intent and Meaning of the said recited Acts, be it further enacted by the Authority aforesaid, That from and after the Twenty-fifth Day of December, **which shall be in this present Year One thousand seven hundred and seventy-five, there shall be throughout His Majesty's Kingdom of** Ireland, **raised, levied, granted, collected, and paid to His Majesty, His Heirs and Successors, until the Twenty-fifth Day of** December, **One thousand seven hundred and seventy-seven inclusive, and no longer, over and above the several Rates and Duties payable by Virtue of an Act passed in the Fourteenth and Fifteenth Years of the Reign of His Majesty King** Charles **the Second, intituled,** An Act for the settling the Excise or New Impost upon His Majesty, His Heirs and Successors, according to the Book of Rates therein inserted, **or by**

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Virtue of one other Act, passed in the said Fourteenth and Fifteenth Years of the Reign of the said King Charles the Second, intituled, An Act for Settling the Subsidy of Poundage, and granting a Subsidy of Tonnage, and other Sums of Money, unto His Royal Majesty, His Heirs and Successors, the same to be paid upon Merchandizes imported and exported into or out of the Kingdom of *Ireland*, according to the Book of Rates hereunto annexed; and over and above any other Duties, Rates, Impositions, and Taxes granted to his Majesty by any other Act of Parliament heretofore Enacted in this Kingdom, and still in Force, and over and above any Duties, Rates, and Impositions granted by any other Act of Parliament, or which shall or may be Enacted during this present Session of Parliament, the several Duties, Rates, Impositions, and Taxes herein after mentioned (that is to say) an Additional Duty of Six Pounds per Ton, for and upon all Sorts of Wine of the Growth of France or Spain, and of Three Pounds per Ton, for and upon all Sorts of Wine of the Growth of Portugal, and of Five Pounds per Ton, for and upon all other Wines that shall be imported into this Kingdom, from and after the said Twenty-fifth Day of December, One thousand seven hundred and seventy-five; and also an Additional Duty of Four Pounds Sterling per pound Weight, for and upon all Velvets or Manufactures made of or mixed with Silk (except

(except those of Great Britain, China, Persia, and the East-Indies) that shall be imported into this Kingdom from and after the Twenty-fifth Day of December, One thousand seven hundred and seventy-five; an Additional Duty of One Halfpenny per Pound Weight, for and upon all Hops that shall be imported into this Kingdom from and after the Twenty-fifth Day of December, One thousand seven hundred and seventy-five; an Additional Duty of Five Pounds per Centum, for and upon all China, Earthen, Japanned, or Lacquered Ware, as valued or rated for Custom by the Book of Rates, that shall be imported into this Kingdom from and after the said Twenty-fifth Day of December, One thousand seven hundred and seventy-five; an Additional Duty of Three Pounds per Ton, for and upon all Sorts of Vinegar that shall be imported into this Kingdom, from and after the said Twenty-fifth Day of December, One thousand seven hundred and seventy-five; a further Additional Duty of Two Pence per Gallon, for and upon every Gallon of Aqua Vitæ, Strong Waters, and Spirits, that shall be made or distilled within this Kingdom for Sale, to be paid by the first Maker or Distiller thereof, from and after the said Twenty-fifth Day of December, One thousand seven hundred and seventy-five; A further Additional Duty of Two Pence per Pound, for and upon all Coffee that shall be imported into this Kingdom, from and after the said

CHAP. I.

CHAP. I.

Twenty-fifth Day of December, One thousand seven hundred and seventy-five; a Duty of Ten Shillings per Annum, to be paid by all and every Person or Persons that doth, do, or shall sell or tap out by Retail, any Cyder, at any Time between the said Twenty-fifth Day of December, One thousand seven hundred and seventy-five, and the Twenty-fifth Day of December, One thousand seven hundred and seventy-seven inclusive; a Duty of One Penny per Gallon, for and upon all Cyder, that shall be sold or tapped out by Retail, to be paid by the Person who shall sell or tap out the same by Retail, from and after the said Twenty-fifth Day of December, One thousand seven hundred and seventy-five; an Additional Duty of Twenty Shillings to be paid by every Person for every Coach, Chariot, Berlin, Calash, or Chaise with Four Wheels, which such Person shall keep in his or her Possession (except Hackney and Stage Coaches, and Coaches and such other Four-wheel Carriages as aforesaid, kept by Coach-makers for Sale, and also except Cabriolets or Garden Chairs) at any Time between the said Twenty-fifth Day of December, One thousand seven hundred and seventy-five, and the Twenty-fifth Day of December, One thousand seven hundred and seventy-six inclusive; an Additional Duty of Twenty Shillings to be paid by every Person for every Coach, Chariot, Berlin, Calash, or Chaise with Four Wheels, which

CHAP. II.

which any Perſon ſhall keep in his or her Poſſeſſion (except as aforeſaid) at any Time between the ſaid Twenty-fifth Day of December, One thouſand ſeven hundred and ſeventy-ſix, and the ſaid Twenty-fifth Day of December, One thouſand ſeven hundred and ſeventy-ſeven inclusive; an Additional Duty of Twenty Shillings per Ton, for and upon every Ton of Soap-boilers Waſte, and ſo in Proportion for a greater or leſſer Quantity that ſhall be exported out of this Kingdom to any Parts beyond the Seas, from and after the Twenty-fifth Day of December, One thouſand ſeven hundred and ſeventy-five; an Additional Duty of Three Pounds per Ton, for and upon every Ton of Linen Rags, and ſo in Proportion for a greater or leſſer Quantity that ſhall be exported out of this Kingdom to Parts beyond the Seas, from and after the Twenty-fifth Day of December, One thouſand ſeven hundred and ſeventy-five.

And whereas great Frauds and Abuſes have been committed by the clandeſtine Importation of Tea from Parts beyond the Seas, without paying any Duty for ſuch Tea; For Remedy whereof, and for the greater Diſcouragement of the pernicious and illegal Practice of unlawfully importing and clandeſtinely running and landing of Tea, be it further Enacted by the Authority aforeſaid, That from and after the Twenty-fifth Day of December,

CHAP. I.

One thouſand ſeven hundred and ſeventy-five, until the Twenty-fifth Day of December, One thouſand ſeven hundred and ſeventy-ſeven inclusive, there ſhall be paid to his Majeſty, his Heirs and Succeſſors, the Sum of Six Pence for every Pound of Green Tea, and the Sum of Four Pence for every Pound of Black Bohea and other Tea which ſhall be imported into this Kingdom, during the Time aforeſaid, in Lieu and full Satisfaction of all Duties of Cuſtoms and Exciſe.

And be it further Enacted by the Authority aforeſaid, That the further Additional Duty herein after mentioned, ſhall be raiſed, levied, and paid to his Majeſty, his Heirs, and Succeſſors, from the Twenty-fifth Day of December, One thouſand ſeven hundred and ſeventy-five, to the Twenty-fifth Day of December, One thouſand ſeven hundred and ſeventy-ſeven inclusive, (that is to ſay) a further Additional Duty of Five Pounds per Centum for and upon the ſeveral Goods and Manufactures (not being of the Growth and Produce, or Manufacture of Great Britain) herein after named, as the ſame now ſtand rated for Cuſtoms in the Book of Rates; or, if unrated, ſhall be valued on Oath of the Importer, which ſhall be imported into this Kingdom during the Time aforeſaid, over and above all other Duties now payable for the ſame,

same, viz. Appatel, Apples, Bacon and Hams, Beads of Glass, Chocolate, Cocoa Nuts, Coffee, Cork, Capers, Cloves, Currants, Chesnuts, Walnuts, Swallnuts, Bugles, Hulled Barley, Artificial Flowers, Milinary Ware, Pearl Barley, Fans, Hats Chip and Straw, Anchovies, Sturgeon, Pins, Wrought Ivory, Olives, Onions, Prints and pictures, Ware, Nutmegs, Wrought Incle, Drugs (not being for Dyer's Use) Elephant's Teeth, Furs, all Lacqueted, Japaned, Gilt, Painted, Brunzed and Enamelled Ware, Gloves of all Sorts, Almonds, Anniseeds, Cinamon, Liquorice, Peppet, Piamento, Prunes, Raisins, Rice, Saffron, Succards, Succus, Liquoritia, Needles, Thimbles, Dutnal Threads, Silkers Thread, China and Earthen Ware, Whited Brown Thread, and all other Threads, Haberdashery, Hardware, Toys, Mermitts, Iron Pots, Scissars, Snuff, Tyles, Shot, Laces of Cotton, Thread, Worsted or Silk, Groceries of all Kind (except Sugars) Oranges and Lemons, Lime, Lemon and Orange Juice (not being for Dyers,) Tape, Foreign Linens, and all Manufactures of Flax and Hemp; and also the further Additional Duties hereinafter mentioned (that is to say) for and upon all Chintzes, Calicoes, and Muslins of the Manufacture of China, Persia, and the East Indies, that shall be imported into this Kingdom, during the Time aforesaid, the Sum of Six Pence per Yard over and

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above all other Duties payable for the same; a further Additional Duty for and upon all Teas imported into this Kingdom which shall have been purchased at the India Company Sales, for an higher Price than Four Shillings British per Pound, at the Rate of One Penny per Pound Weight for every Six Pence British that shall be paid for the same, over and above the Sum of Four Shillings British at the Sales above mentioned, from the Twenty-fifth Day of December, One thousand seven hundred and seventy-five, to the Twenty-fifth Day of December, One thousand seven hundred and seventy-seven inclusive; the Price of the Teas to be inserted in the Cocket, and to be further ascertained by a Reference to the Sale Books of the East India Company, Copies whereof, or of such Parts thereof as shall relate to the Teas so imported, attested by the principal Accountant or Deputy Accountant for the Time being of the East India Company, the Commissioners of the Revenue are required to procure from Time to Time, for the Purposes above mentioned; and which Copies shall be admitted as Evidence in all Prosecutions commenced or arising upon this Act; a further Additional Duty of Six Pence per Pack for and upon all Painted or Playing Cards that shall be manufactured or vended in this Kingdom between the Twenty-fifth Day of December, One thousand seven hundred and seventy-five,

and

and the Twenty-fifth Day of December, One thousand seven hundred and seventy-seven, over and above all other Duties now payable for the same. CHAP. I.

And be it further Enacted by the Authority aforesaid, That if the said Wines and other Merchandizes herein before mentioned, upon which the aforesaid Duties are hereby charged upon the Importation thereof, shall, after Payment thereof, or Security given for the same, be again exported by any Merchant or Merchants who is or are Subject or Subjects of this Realm, or any other His Majesty's Dominions, within Twenty-four Calendar Months; or by Merchants Strangers, within Twelve Calendar Months after the Importation thereof; and if due Proof shall be first made, by Certificate from the proper Officers, of the due Entry and Payment of the said Duties hereby granted, or Security given for the same, and if all other Requisites shall be performed which are by Law required to be performed in those Cases where the Duties of Excise are to be repaid, that then the said Duties hereby imposed, shall, without any Delay or Reward, be repaid or allowed unto such Merchant or Merchants so exporting the same within One Calendar Month after Demand thereof, or the Security for the said Duties by this Act charged, shall be vacated, as to so much as shall be so exported; any Thing herein contained to the contrary notwithstanding.

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And be it further Enacted by the Authority aforeſaid, That from and after the Twenty-fifth Day of December, One thouſand ſeven hundred and ſeventy-five, no Perſon or Perſons whatſoever, ſhall ſell, or tap out, by Retail, any Cyder within this Kingdom, but only ſuch as ſhall be licenſed according to the Directions of this Act, under ſuch Penalty as hereinafter is expreſſed.

And be it further enacted by the Authority aforeſaid, That from and after the Twenty-fifth Day of December, One thouſand ſeven hundred and ſeventy-five, it ſhall and may be lawful to and for the Chief Commiſſioners of his Majeſty's Exciſe, or any three of them, and the Collectors of his Majeſty's Exciſe, in their ſeveral and reſpective Diſtricts, from Time to Time, to iſſue and grant ſuch Licences for the ſelling and tapping out Cyder by Retail, and that for every ſuch Licence ſo to be granted, the Sum of One Shilling and One Penny, and no more, ſhall be paid or demanded as a Fee for the ſame; and if any Perſon or Perſons ſhall from and after the Twenty-fifth Day of December, One thouſand ſeven hundred and ſeventy-five, ſell or tap out Cyder by Retail, without ſuch Licence as aforeſaid, every ſuch Perſon ſo offending, ſhall for every Time he or ſhe ſhall ſo offend, forfeit and pay the Sum of Five Pounds.

And

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And be it further enacted by the Authority aforesaid, That for the better ordering and collecting the said Duty of One Penny per Gallon, for and upon all Cyder that shall be sold, or tapped out by Retail, it shall and may be lawful to and for the Gauger or Gaugers, and Officers of Excise, within their respective Districts, from Time to Time, from and after the said Twenty-fifth Day of December, One thousand seven hundred and seventy-five, to enter in the Day-time into the Houses, Outhouses, Store-houses, and Cellars of every Retailer or Retailers of Cyder, and to take an Account of all such Cyder, as shall be found in the Possession of such Retailer or Retailers, and to charge such Retailer or Retailers with the said Duty of One Penny per Gallon accordingly.

And be it further enacted by the Authority aforesaid, That from and after the said Twenty-fifth Day of December, One thousand seven hundred and seventy-five, every Retailer of Cyder shall shew to the Gaugers or Officers of Excise, on Demand, all his or her Stock of Cyder then on Hand; and in Case any such Retailer or Retailers of Cyder, or his, her, or their Servant or Servants (in Case such Retailer or Retailers shall not be present when the Gauger or Officers of Excise shall come to such Retailer's House to take Stock as aforesaid) shall refuse to make Declaration,

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and shew all his or her Stock of Cyder then on hand, every such Retailer shall for every such Offence forfeit and lose the the Sum of Ten Pounds; and if such Gauger or Officers of Excise shall, after Declaration made as aforesaid, find any Cyder in the Possession or Custody of such Retailer or Retailers, over and above the Quantity so shewn and declared, such Retailer shall likewise forfeit and lose the Sum of Ten Pounds.

And be it further Enacted by the Authority aforesaid, That for the better collecting the said Duty chargeable on every Person who shall keep any Carriages with Four Wheels, (except as before excepted) every Person who from and after the said Twenty-fifth Day of December, One thousand seven hundred and seventy-five, shall have or keep any Coach, Chariot, Berlin, Calash, or Chaise with Four Wheels, shall within three Calendar Months after the said Twenty-fifth Day of December, One thousand seven hundred and seventy-five, or within three Calendar Months after he or she shall have or keep any such Coach, Chariot, Berlin, Calash, or Chaise with Four Wheels, by Writing under his or her Hand, certify to the Collector of Excise, in some one of the Districts wherein he or she shall reside or dwell, within the Time aforesaid, a true Account of every such Coach, Chariot, Berlin, Calash, and Chaise with Four Wheels, which he

or

or ſhe ſhall have or keep (except Hackney or Stage-Coaches, and Coaches kept by Coach-makers for Sale) with the Name of the Place and Pariſh of his or her Reſidence or Abode at the Time of giving ſuch Certificate, which ſaid Certificate ſhall be kept by the reſpective Collectors of the ſeveral Diſtricts in this Kingdom, for the Time being, and ſhall be alſo entered or regiſtered in an Alphabetical Book, to be by them reſpectively kept for that Purpoſe, and a Copy of ſuch Entry, ſigned by ſuch Collector or his Clerk, to be delivered, if required, without Fee or Reward, to the Perſon delivering ſuch Certificate, and a Number ſhall be entered on each Certificate ſo regiſtered; and that the ſaid Collectors reſpectively, ſhall, under their Hands, on or before the Twenty-fifth Day of December, in every Year, give a true Liſt of all Coaches, Chariots, Berlins, Calaſhes, and Chaiſes with Four Wheels, from Time to Time returned to them reſpectively in ſuch Certificates, with the Names of the Perſons, and Places of their Abode reſpectively mentioned in ſuch reſpective Certificates, to the Perſons who for the Time being ſhall be appointed by the Commiſſioners of His Majeſty's Revenue of Exciſe, or any three of them, to collect and receive the ſaid Duties; and that ſuch Perſons as ſhall be appointed by the ſaid Commiſſioners of Exciſe, or any three of them, to collect and receive the ſaid Duties on Coaches, Chariots, Berlins, Calaſhes, and Chaiſes with

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Four Wheels, shall have full Power and Authority to levy, collect, and receive the same within the District wherein the Certificate shall be entered in the same Manner as His Majesty's Revenue arising from Fire Hearths, is now by Law levied, collected, and received; and shall respectively sign and deliver Acquittances, without Fee or Reward for the same, and shall keep Duplicates thereof in a Book to be kept for that Purpose, in the same Manner as Acquittances are given and kept for the Duty of Fire Hearths, and shall respectively return the Book containing the Duplicates of such Acquittances to such Person and Persons, and at the same Time, and to be disposed of in the same Manner as Books containing the Duplicate of Acquittances for the said Duty on Fire Hearths are returned; and that the Duties aforesaid shall be paid in the respective Districts wherein the said Carriages shall be entered or registered respectively, and in no other.

And be it further Enacted by the Authority aforesaid, That if any Person or Persons shall have or keep any Coach, Chariot, Berlin, Calash, or Chaise with four Wheels, chargeable with the said Duty by Virtue of this Act, which shall not be certified in Manner as aforesaid; then and in such Case every such Person and Persons so having or keeping such Coach, Chariot, Berlin, Calash, or Chaise with

with Four Wheels, not certified as aforesaid, shall for such Neglect forfeit the Sum of Twenty Pounds, to be sued for, recovered, levied, and applied, in such Manner and Form, and by such Ways and Methods, as are prescribed and appointed for the Recovery of Penalties in and by an Act of Parliament made and passed in the said Fourteenth and Fifteenth Years of the Reign of the said King Charles the Second, intituled, An Act for the Settling of the Excise or New Impost, upon His Majesty, His Heirs and Successors, according to the Book of Rates therein inserted.

Provided nevertheless, That every person (except as before excepted) having in his or her Keeping or Possession any Coach, Chariot, Berlin, Calash, or Chaise with Four Wheels, belonging to another, shall be charged for every such Coach, Chariot, Berlin, Calash, or Chaise with Four Wheels, with the said Duty imposed by this Act, in the same Manner as the Owner or Proprietor thereof is or ought to be charged or chargeable for the same by this Act.

And be it further Enacted by the Authority aforesaid, That the Person or Persons who for the Time being shall be authorized and impowered to collect and levy the said Duty on Coaches, Chariots, Berlins, Calashes, and Chaises with Four Wheels, shall pay the same to the said Collectors of the several Districts

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where the said Duties shall be collected and raised; and that the said Collectors shall keep separate and distinct Accounts thereof, and pay the same into His Majesty's Treasury as other Money received by them for the Use of His Majesty.

And be it further Enacted by the Authority aforesaid, That all and every Person or Persons to whom Debentures or Receipts of One hundred Pounds each have been given for any Part of the said several Principal Sums formerly borrowed as aforesaid, which shall remain unpaid on the said Twenty-fifth Day of December in this present Year, One thousand seven hundred and seventy-five, now carrying Interest at the Rate of Four Pounds per Centum per Annum, his, her, or their Executors, Administrators or Assigns, shall or may at his, her, or their Election or Choice, receive in Exchange for the same from the Vice-Treasurer or Vice-Treasurers, or Paymaster or Receiver-General, his or their Deputy or Deputies, either Four Debentures of Twenty-five Pounds each, or Two Debentures of Twenty-five Pounds each, and Four of Twelve Pounds ten Shillings each, as he, she, or they shall think proper; such Debentures so given in exchange to be numbered in such Manner as the Vice-Treasurer or Vice-Treasurers, Pay-master or Receiver-General, his or their Deputy or Deputies shall think fit, and to bear the same Rate of Interest, payable at the same Time and Times,

with

with the Debenture or Debentures so exchanged as aforesaid, which are hereby required to be cancelled; and that all and every Person or Persons intitled to any of the said Debentures of One Hundred Pounds each, or to any Debenture of any lesser Sum taken in Exchange for such Debentures of One Hundred Pounds each, may, by Indorsement on such Debentures or Receipts, transfer the Right and Benefit of the Sums due on the said Debentures or Receipts, which Indorsement, upon Notice to the Vice-Treasurer or Vice-Treasurers, his or their Deputy or Deputies, and an Entry or Memorial thereof made in the said Vice-Treasurer's Office, which the said Vice-Treasurer or Vice-Treasurers, his or their Deputy or Deputies, shall, upon Request, without Charge, Fee, or Reward, make accordingly; and shall, on Request, permit the same to be viewed at the usual Office Hours, without Fee or Reward, shall entitle the Indorsee or Assignee, his or her Executors, Administrators, or Assigns, to the sole Benefit of the Sum so transferred or assigned; and that the said Debentures or Receipts may in like Manner be assigned or transferred by such Indorsee or Assignee, his or her Executors, Administrators, or Assigns, and so toties quoties; and that after such Assignment, it shall not be in the Power of the Person or Persons who made such Assignment, to make void, release, or discharge the said Assignment,

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or to discharge or receive the Sum thereby transferred or assigned, or any Part thereof.

And be it further enacted by the Authority aforesaid, That all and every the several and respective additional and other Duties and Rates hereby granted, other than such as are otherwise by this present Act appointed, shall be raised, answered, collected and paid unto His Majesty, His Heirs and Successors during the Term aforesaid, at the same Time, and in like Manner, and by such Ways, Means, and Methods, and by such Rules and Directions, and under such Penalties and Forfeitures, and with such Powers as are appointed, directed, and expressed in and by the said Act made in this Kingdom in the Fourteenth and Fifteenth Years of the Reign of King Charles the Second, intituled, An Act for the Settling of the Excise or new Impost upon His Majesty, His Heirs, and Successors, according to the Book of Rates therein inserted; or by any other Law now in Force relative to the Revenue of Excise in this Kingdom, as fully and effectually to all Intents and Purposes, as if the same were particularly mentioned, specified, and enacted again in the Body of this present Act, with like Remedy of Appeal to and for the Party grieved, as in and by the said Act of Excise, or any other Law or Laws now in being relating to the Duty of Excise is provided.

And

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And be it further Enacted by the Authority aforesaid, That all and every Person and Persons who shall have upon the said Twenty-fifth Day of December, One thousand seven hundred and seventy-five, or who shall have at any Time between the said Twenty-fifth Day of December, One thousand seven hundred and seventy-five, and the Twenty-fifth Day of December, One thousand seven hundred and seventy-seven inclusive, any Salary, Profits of Employments, Fees or Pensions in this Kingdom, shall, during the Time aforesaid, pay unto His Majesty the full Sum of Four Shillings Sterling, out of every Twenty Shillings a Year which he, she, or they do or shall receive, or be entitled unto by Reason of such Salaries, Profits of Employments, Fees and Pensions, over and above the Charges and Expences of executing the said Employments, unless such Person or Persons do, or shall live and actually reside within this Kingdom for and during the Space of Six Calendar Months at least, in every such Year; which said Tax or Duty of Four Shillings Sterling, payable on every Twenty Shillings a Year as aforesaid, shall be stopped and deducted yearly, out of such respective Salaries, Fees, and Pensions, during the Time and Term aforesaid, by the Vice-Treasurer or Vice-Treasurers, Paymaster or Paymasters, and Receiver-General of His Majesty's Revenue, or by such Person

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or Persons who is or are to pay the same; and which said Tax of Four Shillings in the Pound to be stopped and deducted as aforesaid, by the Person or Persons who is or are to pay the said Salaries, shall be by him or them paid to the Vice-Treasurer or Vice-Treasurers, his or their Deputy or Deputies, to be accounted for to his Majesty; and also that the said Tax of Four Shillings in the Pound to be stopped and deducted out of the said Salaries, Profits of Employments, Fees, and Pensions of any Person or Persons so absent as aforesaid, shall be stopped by the respective Deputy or Deputies of such Person and Persons so absent as aforesaid, and paid by them to the said Vice-Treasurer or Vice Treasurers, his or their Deputy or Deputies, to be accounted for to his Majesty; and that such Deputy or Deputies shall, within one Calendar Month after such Tax shall become due, give in, upon Oath, an Account, before the Lord Chief Baron, or any of the Barons of the Exchequer, or any Two Justices of the Peace, of the net Profits of such Employment or Employments, for which such Deputy or Deputies is, are, or shall be accountable to their Principals; which Accounts such Person or Persons, to whom the same shall be given upon Oath as aforesaid, shall forthwith send to the said Vice-Treasurer or Vice-Treasurers, his or their Deputy or Deputies;

and

and such Deputy or Deputies of such Person or Persons so absent as aforesaid, shall within One Calendar Month after such Account given in before the Chief Baron, or any of the Barons of the Exchequer, or any Two Justices of the Peace as aforesaid, pay to the Vice-Treasurer or Vice-Treasurers, his or their Deputy or Deputies, the Sum due and payable to His Majesty for and on Account of the said Tax of Four Shillings in the Pound, chargeable upon the net Profits of such Employment or Employments, Office or Offices: and in case such Deputy or Deputies of the Person or Persons so absent as aforesaid, shall omit or neglect to give in, upon Oath, such Account, or to pay the said Tax, within the respective Times herein before for that Purpose appointed, such Deputy or Deputies neglecting or omitting the same, from the Time of such Omission or Neglect, shall be incapable of exercising or holding such Deputation, and shall also forfeit the Sum of One Hundred Pounds Sterling, to be recovered by Bill, Plaint, or Information, in any of His Majesty's Courts of Record at Dublin: one Moiety thereof to the Use of His Majesty, and the other Moiety to such Person or Persons who shall sue for the same, in which Suit no Essoign, Protection, Wager of Law, or more than one Imparlance shall be allowed.

CHAP. I.

And be it further enacted by the Authority aforesaid, That the Secretary or Secretaries of the Commissioners of his Majesty's Revenue, and the Agent and Agents of the several persons who are intitled to receive any Salaries, Fees, or Pensions upon his Majesty's Establishment, shall respectively, on or before the last Day of February yearly, deliver in upon Oath (which Oath the said Lord Chief Baron, or any of the Barons of his Majesty's Court of Exchequer, or any two Justices of the Peace, are hereby required and impowered to administer) to the best of their Knowledge, a List or Account of such of the Officers of the Revenue, and of the Person or Persons who are intitled to receive any such Salaries, Fees, or Pensions, who shall have been absent and out of this Kingdom for Six Calendar Months in the Year, ending the Twenty-fifth Day of December next preceding; and in case such Secretary or Secretaries, Agent or Agents, shall refuse or neglect to deliver in such Lists respectively, he or they shall be disabled from holding and enjoying the said Office of Secretary or Secretaries, or from being Agent or Agents.

Provided allways, and be it further Enacted by the Authority aforesaid, That this Act shall not extend to charge the Tax or Duty of Four Shillings

lings Sterling a Year, on every Twenty Shillings, as aforesaid, upon the Salary, Pension, Fees, or Profits of Employments payable to any of the Descendants of His Majesty's Royal Grandfather, or to the Lord Lieutenant, or other Chief Governor or Governors of this Kingdom for the Time being, or to his or their Principal Secretary, or to Prince Ferdinand, Duke of Brunswick, the Duke and Dutchess of Athol, Sir Edward Hawke, Knight of the Bath, or George Charles, Esquire, if His Majesty shall think fit by his Sign Manual, to exempt the said Prince Ferdinand, Duke of Brunswick, the Duke and Dutchess of Athol, Sir Edward Hawke, and George Charles, or any of them, from the Payment of the same, nor shall the same extend to the Officers of the Army, so far as respects the pay arising from their Regimental Commissions, nor shall the same extend to the Halfpay Officers on the Establishment of this Kingdom, or the Widows of Officers.

And be it further Enacted by the Authority aforesaid, That neither the Six Pence per Pound, nor any other Fee shall be payable to, nor be deducted or received by the Vice-Treasurer or Vice-Treasurers, Receiver or Paymaster General, Clerk of the Pells, or any other Officer or Officers of this Kingdom for or on Account of the Issuing or Payment of any Sum or Sums of Money arising by, or which shall be

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received for or on Account of the Aids hereby granted to His Majesty, or of any Payment to be made in pursuance of this Act.

And be it further Enacted by the Authority aforesaid, That so much of the yearly Produce of the said Duties arising upon Teas, as shall amount to the Sum of Ten thousand Pounds yearly, shall in the First Place be paid to the Trustees of the Hempen and Linen Manufactures in this Kingdom; and that so much of the Residue of the said Duties upon Teas as shall amount to the Sum of Seven thousand three hundred Pounds yearly, shall be placed to the Account of His Majesty's Hereditary Revenue; and that the Surplus of the Produce of such Duties, together with the several other Duties and Aids hereby granted unto His Majesty, shall in the first place be applied and paid by the Vice-Treasurer or Vice-Treasurers, his or their Deputy or Deputies, to pay the Interest for so much of the said several Principal Sums formerly borrowed as aforesaid, as shall remain unpaid on the Twenty-fifth Day of December, One thousand seven hundred and seventy-five; and in the next Place to the Payment of the Annuities aforesaid.

And for that Purpose, be it further Enacted by the Authority aforesaid, That an Act passed in the last Session of Parliament,

liament, to explain and amend the said Act made for granting of the Annuities aforesaid, shall continue until the Twenty-fifth Day of December, in the Year One thousand seven hundred and seventy-seven, and no longer, and that the Residue of the Produce of the said Duties be applied in such Manner, and for such Purposes as shall be directed by Parliament. CHAP. I.

And be it further Enacted by the Authority aforesaid, That so much of the said several Principal Sums formerly borrowed as aforesaid, as shall remain due and unpaid on the said Twenty-fifth Day of December, which shall be in the Year of our Lord One thousand seven hundred and seventy-seven, shall be well and truly satisfied and paid unto the several and respective Persons, their Executors, Administrators and Assigns, to whom the same shall be then due, together with such Interest for the same as shall be then due at the Rate aforesaid, without any Deduction, Defalcation, or Abatement Whatsoever.

And be it further Enacted by the Authority aforesaid, That from and after the said Twenty-fifth Day of December, One thousand seven hundred and seventy-five, a separate and distinct Account shall be kept by the proper Officer, of the Aids, Duties, and Taxes granted by this Act, or any other Act of Parliament now in

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force in this Kingdom, and appropriated to particular Uses; and that the Commissioners of his Majesty's Revenue shall return their Weekly Abstracts from the several Collectors to the Accountant General; and that the Accountant General shall return a separate Account of the several Duties and Cares so appropriated, to the Vice-Treasurer or Vice-Treasurers, his or their Deputy or Deputies; and that every Collector or Receiver of the said Duties and Cares, do take a separate Receipt for the same, when paid into His Majesty's Treasury, which said Receipt the Vice-Treasurer or Vice-Treasurers, his or their Deputy or Deputies, is and are hereby to give accordingly.

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CHAP. II.

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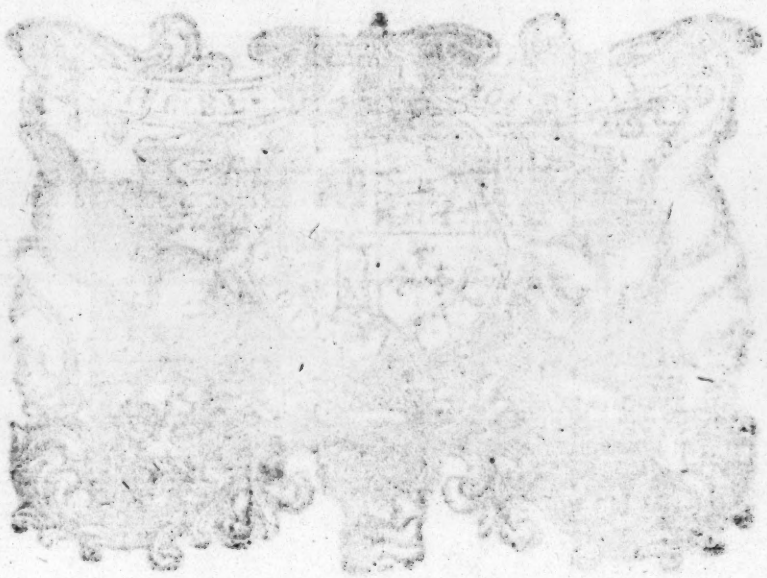
ACT

FOR

Granting Annuities in the Manner therein provided, to ſuch Perſons as ſhall voluntarily ſubſcribe towards the raiſing a Sum, not exceeding the Sum of One Hundred and Seventy-five Thouſand Pounds.

DUBLIN:

Printed by the Executors of DAVID HAY, Aſſignee of the late BOULTER GRIERSON, Printer to the King's Moſt Excellent Majeſty. MDCCLXXV.



Anno Regni decimo Quinto & Sexto

GEORGII Tertii Regis.

CHAP. II.

An Act for granting Annuities in the Manner therein provided, to ſuch Perſons as ſhall voluntarily ſubſcribe towards the raiſing a Sum, not exceeding the Sum of One Hundred and Seventy-five Thouſand Pounds.

CHAP. II.

WE Your Majeſty's moſt dutiful and loyal Subjects, the Commons of Ireland in Parliament aſſembled, being highly ſenſible of the inеſtimable Bleſſings we enjoy under Your Majeſty's mild and auſpicious Reign, and deſirous to the utmoſt of our Power to ſupport Your Majeſty's Government with Honour, do moſt humbly beſeech Your Majeſty, that as a further Supply to Your Majeſty, a Sum, not exceeding One Hundred and Seventy-five Thouſand Pounds, ſhall be raiſed by granting Life-Annuities, or Intereſt, at the Rate of Six Pounds per Annum, with Benefit of Survivorſhip:

CHAP. II.

And for that Purpose be it Enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons in this present Parliament assembled, and by the Authority of the same, That if any Person or Persons, His Majesty's natural born Subjects, or Foreigners, shall within the several Times, and in Manner herein after particularly mentioned, pay into His Majesty's Treasury in Ireland any Sum or Sums of Money, not exceeding in the Whole the said Sum of One Hundred and Seventy-five Thousand Pounds, to be subscribed by them in Sums of One Hundred Pounds each, there shall be paid to such Person or Persons so paying or advancing the same respectively, their Executors, Administrators, or Assigns, or to the Person or Persons legally authorized by them to receive the same, by the Hands of the Vice-Treasurer or Vice-Treasurers, Paymaster or Receiver-General, his or their Deputy or Deputies, Annuities of Six Pounds per Annum, for each and every Hundred Pounds so subscribed and paid, for and during the Lives of the Persons to be nominated by the Persons subscribing and paying the said Sum and Sums respectively, together with such additional Interest as shall accrue by Survivorship, in Manner herein after provided, and that the said Annuities shall commence from the Twenty-fifth Day of December, One thousand seven hundred

hundred and seventy-five, and shall be paid half yearly in equal Portions, on every Twenty-fourth Day of June, and Twenty-fifth Day of December in every Year.

And be it further enacted by the Authority aforesaid, That a Sum of Twenty Pounds, Part of each One Hundred Pounds so to be subscribed, shall be paid into the said Treasury on or before the First Day of February, in the Year One thousand seven hundred and seventy-six; and that a further Sum of Forty Pounds per Cent. thereof be paid on or before the First Day of May, in the Year One thousand seven hundred and seventy-six, and that the remaining Sum of Forty Pounds per Cent. to compleat the Payment of every such Subscription of One Hundred Pounds, be paid on or before the Twenty-fourth Day of June, in the Year One thousand seven hundred and seventy-six, at, or before which last mentioned Time, all and every Subscriber or Subscribers, or the Assignee or Assignees of such Subscriber or Subscribers, having compleated the Payment of the Sum or Sums so subscribed, shall name, or cause to be named, in Manner herein after mentioned, such Person or Persons as he, she, or they shall think proper, to be the Person or Persons, for and during whose Life or Lives the said Annuity or Annuities, with the said Benefit of Survivorship shall be respectively paid;

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and that every Subſcriber may ſubſcribe and pay as many Sums of One Hundred Pounds each, as he or ſhe ſhall think fit; and that all and every Perſon and Perſons ſubſcribing and paying as aforeſaid, his, her, or their Aſſignee or Aſſignees, may name to the Vice-Treaſurer or Vice-Treaſurers, Paymaſter or Receiver-General, his or their Deputy or Deputies for the Time being, One or more Life or Lives, at his, her, or their Diſcretion, for the Sum or Sums ſo ſubſcribed and paid, ſo as no more Lives than One be named for each diſtinct Sum of One Hundred Pounds, ſo ſubſcribed and paid, and every Perſon ſo ſubſcribing and paying his, her, or their Aſſignee or Aſſignees, or the Executors, Adminiſtrators, or Aſſigns of ſuch Subſcriber or Subſcribers, his, her, or their Aſſignee or Aſſignees, as the Caſe may be, ſhall receive ſuch Annuity or Intereſt as aforeſaid, together with ſuch Benefit of Survivorſhip, as is herein after provided for every Hundred Pounds ſubſcribed and paid as aforeſaid, during the Life ſo named for every ſuch Sum of One Hundred Pounds reſpectively, and that every ſuch Subſcriber, his or her Aſſignee or Aſſignees may name One and the ſame Life for ſo many of ſuch ſeveral and diſtinct Sums of One Hundred Pounds each ſo ſubſcribed and paid, as ſuch Subſcriber, his or her Aſſignee or Aſſignees ſhall think fit; and that the ſeveral Nominees in the ſaid Life-

Annuities

Annuities shall be divided by the Vice-Treasurer or Vice-Treasurers, Paymaster, or Receiver-General, his or their Deputy and Deputies, into three separate Classes, the First Class to consist of Persons of the Age of Forty Years and upwards; the Second Class to consist of Persons of the Age of Twenty Years and upwards, but under Forty; and the Third Class to consist of Persons under the Age of Twenty Years; and that the entire Interest of the entire Sum so to be advanced by Persons subscribing in any of the said Classes, his, her, or their Assignee or Assignees, computing such Interest at the Rate of Six Pounds by the Hundred by the Year, shall go to, and be divided among the Persons so subscribing, his, her, or their Assignee or Assignees, in Proportion to the Sums so subscribed and paid, as the Nominees in such Class shall die; and the intire Interest of the Sum advanced shall be paid to the Subscriber, his or her Assignee or Assignees, whose Nominee shall be the Survivor of the Nominees of each Class, during the Life of such surviving Nominee; and that in order to avoid fractional Divisions, and the Expence and Difficulty of keeping long and intricate Accounts, no Distribution of any Sum or Sums so accruing by Survivorship in any of the said Classes, shall be made to the Subscribers, or the Assignee or Assignees of such Subscribers in any such Class, until such Sum or Sums so

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accrued by the Fall of Lives in such Class shall be sufficient to pay an additional Interest of One Half per Cent. to the several Persons who shall be then intitled to receive the same; and that every Subscriber, his or her Assignee or Assignees, who shall not compleat his or her Subscription within the Times, and in the Manner aforesaid, shall forfeit the Sum or Sums by such Subscriber, his or her Assignee or Assignees advanced, and the same shall be applied to the Credit of the Nation; and that if any Subscriber or Subscribers, or the Assignee or Assignees of any Subscriber or Subscribers shall die before he, she, or they shall have compleated the Payment of the Sum or Sums so subscribed by him, her, or them respectively, as aforesaid, the Executors, Administrators, or Assigns of such Subscriber or Subscribers, or of such Assignee or Assignees, may compleat the Payment within the Time aforesaid.

And be it further Enacted by the Authority aforesaid, That in the Office of the Vice-Treasurer or Vice-Treasurers, Paymaster or Receiver-General, his or their Deputy or Deputies, there be provided and kept one or more Book or Books, in which shall be fairly entered the Names of all who shall be Subscribers, and of all Persons by whose Hands the said Subscribers shall pay in any of the said Sums, and also of the several Sums so paid,

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paid, and the Time when the same are respectively paid; the said Entry to be made upon payment of the said Sums; and also in the said Books there shall be entered the several Nominees, and the Ages of such Nominees for whose Lives respectively the said Annuities shall be payable at the Times when the same shall be nominated as aforesaid; to which Books it shall be lawful for the respective Subscribers, their Executors, Administrators, and Assigns, from Time to Time, and at all seasonable Hours to have Resort, and to inspect the same without Fee or Reward; and the said several Subscribers, or the Assignee or Assignees of such Subscribers who shall have compleated the payment of the Sums subscribed, as the Case shall happen; and the said Nominees shall be described in the said Books by their Names and Sir-Names, Additions, Places of Abode, and such other Descriptions as shall best ascertain the persons; and every Subscriber, his or her Assignee or Assignees, upon compleating the payment of the Sum of One or more Hundred Pounds, as the Case shall happen, shall immediately receive from the Officer and Officers of his Majesty's Treasury one or more Debenture or Debentures, in which shall be mentioned and expressed the Name and Sir-Name, Addition, Place of Abode, Age, and other Descriptions of the Nominee or Nominees, and also the Re-

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ceipt of the Consideration-Money for which such Subscriber, his, or her Assignes or Assignees shall receive One or more Annuity or Annuities, with such Benefit of Survivorship as aforesaid, during the Life or Lives of such Nominee or Nominees, whether such Nominee be the Subscriber or any other Person.

And be it further Enacted by the Authority aforesaid, That it shall and may be lawful for any Person or Persons intitled to such Annuity or Annuities as aforesaid, his, her, or their Executors, Administrators, or Assigns, at any Time during the Life or Lives of his, her, or their respective Nominee or Nominees, by any Writing under Hand and Seal, or by his, her, or their last Will in Writing, to assign or devise any one or more such Share or Shares as aforesaid, payable during the Life or Lives of such Nominee or Nominees respectively, as the Case may be, to any Person or Persons, and so toties quoties; and no such Assignment to be revokable, so as an Entry or Memorandum of such Assignment or Will be made in Books to be kept for that Purpose in the Office aforesaid, within the Space of Two Months after such Assignment or Death of the Devisor; and that upon producing such Assignment, or the Probate of such Will in the Office aforesaid, to be entered as aforesaid, the Party so producing such Assignment shall bring therewith

therewith an Affidavit taken before some Person authorized to take Affidavits in Causes depending in any of the Courts at the City of Dublin; or in Case the Party assigning shall not reside in Ireland, before any Person duly authorized to take the Oath of the Party of the due Execution of the said Assignment; which Affidavits shall be severally filed in the said Office; which said Entry or Memorandum the said Officers of His Majesty's Treasury are hereby required to make accordingly, and to file the said Affidavits; and in Default of such Assignment or Devise, the Interest of the Person or Persons intitled to such Annuity or Annuities shall go to his, her, or their Executors and Administrators for the Life of such Nominee or Nominees as the Case may be. CHAP. II.

And be it further Enacted by the Authority aforesaid, that it shall and may be lawful for any Guardian or Trustee, having the Disposal of the Money of any Infant under the Age of Twenty-one Years, for the Use and Benefit of such Infant, to advance and pay, with the Approbation of the Lord Chancellor, Lord Keeper, or Keepers of the Great Seal for the Time being, for the Purposes aforesaid, the Sum of One or more Hundred Pounds of the Money of such Infant, and thereupon, at such Time, and in such Manner as is herein before appointed for the naming of

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Lives, to name the said Infant to be a Nominee; and such Infant, upon Payment of the said Sum or Sums, shall become a Subscriber within the Meaning of this Act, and be intitled to have and receive, during his or her Life, an Annuity, with Benefit of Survivorship, in such Manner and Proportion as any other Subscriber; and the said Guardian or Trustee, as to the said Sum or Sums so advanced, is hereby discharged, and shall be accountable only to the said Infant for such Annuity or annual Interest as he shall receive under this Act.

And to the Intent and Purpose that all Deceit in receiving any Annuity or Annuities as aforesaid, may be prevented, and that the Advantage of Survivorship may be fairly had, be it further Enacted by the Authority aforesaid, That all and every Person or Persons entitled to such Annuity or Annuities as aforesaid, upon their demanding any Half-yearly Payment of his, her, or their respective Annuities, unless the Nominee appear in Person at the Time of demanding such Annuity, shall, whenever the Vice-Treasurer or Vice-Treasurers, Paymaster, or Receiver-General, his or their Deputy or Deputies, shall think proper to demand the same, produce a Certificate of the Life of his, her, or their respective Nominee, signed by the Minister, or in his Absence, by the Curate of the Parish where such Nominee shall be

be then living, upon the Day when the said Half-yearly Payment shall become due, if such Nominee shall be then residing in the Kingdom of Ireland; which Certificate the said Minister or Curate is hereby required to make without Fee or Reward; and the said Certificate shall be filed in the said Office of the Vice-Treasurer or Vice-Treasurers, Paymaster, or Receiver-General, or his or their Deputy or Deputies, who are hereby authorized and required, whenever he or they shall find it necessary, to examine upon Oath, which Oath he or they are hereby impowered to administer, to any Person intitled to an Annuity, or any other Person whatsoever, touching the Existence of any Nominee or Nominees.

And be it further Enacted by the Authority aforesaid, That in Case any Nominee shall, at the Time of such Demand, be resident beyond the Seas, and any one or more of the Barons of the Exchequer for the Time being, shall certify, that upon Proof to him or them made, which Proof he and they is and are hereby authorized and required to take in a summary Way, it doth seem probable to him or them, that the said Nominee is living, which Certificate is to be given, and Examination made, without any Fee or Charge, the said Certificate being filed as aforesaid, shall be a sufficient Warrant for Payment of the said Annuity or Annuities Half-yearly,

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to the persons so respectively intitled to the same.

And be it further Enacted by the Authority aforesaid, That in Case any Person, who, by the Intent of this Act, shall be intitled to receive any Annuity or Annuities as aforesaid, shall neglect to demand the same in Manner aforesaid, for the Space of three Years, he or she shall for ever lose and forfeit the same, as if his or her respective Nominee had been dead at the Commencement of the said three Years.

And to the Intent that it may appear upon every half-yearly Payment, unto and amongst what Persons, and in what Proportions the said Annuities are to be distributed, be it further Enacted by the Authority aforesaid, That in the said Office, every half Year, within Twenty Days before the respective Days of Payment, there shall be made up an Account of the several Nominees whose Deaths are come to Knowledge, and of the several Persons entitled to such Annuities, who shall have made Default in making Demand as aforesaid.

And be it further Enacted by the Authority aforesaid, That if any Person shall demand Payment of any Sum for any Life not in being, knowing the same to be expired, the Person making such Demand, shall, upon Proof thereof, forfeit treble

treble the Sum so demanded, to any of the remaining Persons intitled to Annuities in the same Class, who will sue for the same, to be recovered by Action of Debt, Bill, Plaint, or Information, in any of His Majesty's Courts of Record at Dublin, in which no Essoign, Protection, Wager of Law, or any more than one Imparlance shall be allowed; and that in every Suit for Recovery of the said Sum, the Proof of the Existence of such Life at the Time of such Demand, shall lie upon the Person so demanding the same as aforesaid.

And be it further Enacted by the Authority aforesaid, That if any Person shall receive one or more half-yearly Payment or Payments of the said Annuity or Annuities, after the Death of any Nominee or Nominees for whose Life or Lives such Annuity or Annuities was or were payable, it shall be lawful for any Person entitled to an Annuity in the Class in which such Nominee was named, to require the same to be repaid into the Office of the Vice-Treasurer or Vice-Treasurers, Paymaster, or Receiver-General, his or their Deputy or Deputies, for the Benefit of the Persons entitled to Annuities in such Class, and in Case of Refusal or Neglect to repay the same within one Month after such Demand, such Person so refusing or neglecting, shall forfeit treble the Sum so received, to be recovered by Action of Debt, Bill, Plaint, or Information, in any of

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his Majesty's Courts of Record at the City of Dublin, in the Name of the Person who shall have made such Demand as aforesaid, in which Action no Essoign, Protection, Privilege, or Wager of Law, or more than one Imparlance shall be allowed; and upon the Trial of the said Action, the Proof that the Nominee or Nominees were living at the Time such Payment or Payments so required to be repaid, became due and payable as aforesaid, shall be on the Person to whom, or for whose Benefit the said Annuity was so paid.

And be it further enacted by the Authority aforesaid, That all and every Person and Persons entitled to such Annuity or Annuities within one Month next after Notice of the Death of his, her, or their respective Nominee or Nominees, shall certify such Death to the Vice-Treasurer or Vice-Treasurers, Paymaster or Receiver-General, his or their Deputy or Deputies for the Time being, and shall also within Three Months after such Notice, deliver or cause to be delivered up to the said Vice-Treasurer or Vice-Treasurers, Paymaster or Receiver-General, his or their Deputy or Deputies, the Debenture or Debentures by which he, she, or they was or were entitled during the Life or Lives of such Nominee or Nominees, to receive any Annuity or Annuities as aforesaid, in Case such Debenture or Debentures

ventures be in his, her, or their Hands or Power; and in Default thereof shall forfeit the Sum of Twenty Pounds; to be recovered by Action of Debt, Bill, Plaint, or Information in Manner as aforesaid; and to be paid and received to the Use of any Person who shall sue for the same.

And be it further Enacted by the Authority aforesaid, for the better encouraging Persons to advance the said Sum not exceeding One Hundred and seventy-five thousand Pounds, upon the Terms aforesaid; That all Receipts and Issues, and all other Things directed by this Act to be performed in the Office of the Vice-Treasurer or Vice-Treasurers, Paymaster or Receiver-General, his or their Deputy or Deputies, shall be done and performed by the Officers there without demanding or receiving, directly or indirectly, any Fee, Gratuity, or Reward for the same.

Provided always, and be it further Enacted by the Authority aforesaid, That in Case the Vice-Treasurer or Vice-Treasurers, Paymaster or Receiver-General, his, or their Deputy or Deputies, shall make Payment of any Annuity or Annuities as aforesaid, upon such Certificate as is before directed, such Officer shall not incur any Penalty, Forfeiture, or Disability, or be liable to any Action for doing

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thereof, though the said Certificate be forged or false, or the said Nominee be dead, unless the said Officer did know at the Time of such Payment, that the said Nominee was dead, or that the said Certificate was forged or false.

And be it further Enacted by the Authority aforesaid, That all and every Person and Persons residing in the Kingdom of Ireland, who shall subscribe One or more Hundred Pounds, towards raising the said Sum not exceeding One Hundred and Seventy-five Thousand Pounds, his, her, or their Assignee or Assignees, shall, at or before the Time of the nominating the Life or Lives during which he, she, or they shall be entitled to receive such annual Interest with Benefit of Survivorship as aforesaid, make Oath, or being a Quaker, solemn Affirmation, before some Justice of the Peace of the County or County of the City or County of the Town where such Person or Persons so nominatig shall reside, to the following Effect:

I A. B. do swear, That to the best of my Belief C. D. of the Parish of in the County of or County of the City, or County of the Town of (as the Case shall be) Son or Daughter, or reputed Son or Daughter of now living or lately living in the Parish of in

in the County of
or County of the City or County of the Town of the Person nominated is under the Age of Twenty Years, or is of the Age of Twenty and under the Age of Forty Years, or is of the Age of Forty Years and upwards, as the Case shall be.

And if any Person entitled as aforesaid shall nominate his or her own Life, such Person shall make Oath or solemn Affirmation before any Justice of the Peace of the County, or County of the City, or County of the Town where such Person shall reside, to the Effect aforesaid, concerning his or her Age respectively; which Oath or Affirmation, attested by Two or more Credible Witnesses, shall be delivered to the Vice-Treasurer or Vice-Treasurers, Paymaster or Receiver-General, his or their Deputy or Deputies for the Time being, to be by him or them filed in the Office of the said Vice-Treasurer or Vice-Treasurers, Paymaster or Receiver-General, his or their Deputy or Deputies, before any Debenture or Debentures shall be issued to such Person or Persons; and if any Person or Persons so entitled as aforesaid, shall not be resident within this Kingdom, an Affidavit to the like Effect to be made before the Principal Magistrate or Magistrates of the Place where the Persons so making the same reside, and to be attested by Two or more

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Credible Witneſſes, ſhall be delivered to the ſaid Vice-Treaſurer or Vice-Treaſurers, Paymaſter or Receiver-General, his or their Deputy or Deputies for the Time being, to be by him or them filed in the ſaid Vice-Treaſurer or Vice-Treaſurers Office, before any Debenture or Debentures ſhall be iſſued to ſuch Perſon or Perſons.

And be it further Enacted by the Authority aforeſaid, That the Surplus or Exceedings of the Aids and Duties granted to His Majeſty by an Act paſſed in this Seſſion, intituled, An Act for granting unto His Majeſty the ſeveral Duties, Rates, Impoſitions, and Taxes therein particularly expreſſed, to be applied to pay an Intereſt at the Rate of Four Pounds *per Centum per Annum*, for ſuch Part of the ſeveral principal Sums formerly borrowed, as ſhall remain unpaid on the Twenty-fifth Day of *December*, One thouſand ſeven hundred and ſeventy-five; and for ſuch other Purpoſes as are therein mentioned; over and above what ſhall be ſufficient to diſcharge the Intereſt and Annuities therein provided for, or ſo much of ſuch Surplus or Exceedings as ſhall be for that Purpoſe neceſſary ſhall be applied to the Payment of the ſeveral Annuities to be granted to the ſeveral Subſcribers, or their Aſſignees, who ſhall advance the ſaid Sum not exceeding One Hundred and Seventy-five thouſand

thousand pounds, or any part thereof as aforesaid; and that the Residue of such Surplus be applied in such Manner as is herein after directed. CHAP. II.

And be it further Enacted by the Authority aforesaid, That it shall and may be lawful to and for the Lord Lieutenant, or other Chief Governor or Chief Governors of this Kingdom for the Time being, from Time to Time to appoint one or more Person or Persons to pay in the City of London the Annuities granted by this Act, according to the Rate that Money is current for in Ireland, for such Sums as shall be subscribed, and for which the Person entitled to receive said Annuity, shall, at the Time of compleating his Subscription, declare his Intention of receiving his said Annuity in the City of London, which said Annuities shall be paid without any Deduction, Abatement, or Charge whatsoever, either for Exchange or otherwise.

And be it further Enacted by the Authority aforesaid, That the Vice-Treasurer or Vice-Treasurers, Paymaster or Receiver-General, his or their Deputy or Deputies, shall from Time to Time, out of the Duties, Rates, Impositions and Taxes granted for the Payment, among other Things of the said Annuities, remit to the Person or Persons so appointed as afore-

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said, Sums of Money sufficient for the punctual and regular Payment of the said Annuities in the City of London, at the Times herein before appointed for the Payment thereof, without any Charge, Deduction, or Abatement whatsoever.

And be it further Enacted by the Authority aforesaid, That whatever Expences shall be incurred by sending or remitting from Time to Time the said several Annuities from this Kingdom to the City of London, and the Payment of the same there, shall be charged upon the said Duties, Rates, Impositions and Taxes, and whatever Profit shall be made in the Way of Exchange, by remitting the said Sums, or any of them, shall be brought to the Credit of the Nation.

And be it further Enacted by the Authority aforesaid, That the Person or Persons so to be appointed as aforesaid, may, whenever he or they shall think proper to demand the same, require from the Person or Persons entitled to receive the said Annuity or Annuities in the City of London, unless the Nominee appear in Person at the Time of demanding the Annuity, such Certificate of the Life of his, her, or their respective Nominee, signed by the Minister, or in his Absence by the Curate of the Parish where such Nominee shall be living

on the Day when the half-yearly Payment shall have become due, in like Manner as the Vice-Treasurer or Vice-Treasurers, Paymaster or Receiver-General, his or their Deputy or Deputies may do, in Cases where the Nominee shall reside in the Kingdom of Ireland; and the said Person or Persons so to be appointed as aforesaid, shall, from Time to Time, by all Ways and Means in his or their Power, examine touching their Existence, and use his or their best Endeavours to discover the Deaths of any of the Nominees of the Person or Persons so entitled as aforesaid, and shall immediately after such Discovery, communicate the same to the Office of His Majesty's Treasury in this Kingdom.

And be it further Enacted by the Authority aforesaid, That such Person or Persons, so to be appointed as aforesaid, shall, once in every Year, transmit to the Office of Your Majesty's Treasury in this Kingdom, an Account of all such Annuities as he or they shall pay in pursuance of this Act, distinguishing the respective Times of Payment, and the Persons to whom the same have been paid.

And be it further Enacted by the Authority aforesaid, That neither the Six Pence per Pound, nor any other Fee, shall be payable to, or be deducted or received by

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the Vice-Treasurer or Vice-Treasurers, Receiver, or Paymaster-General, Clerk of the Pells, or any other Officer or Officers of this Kingdom, for their own Use, for or on Account of the said Sum of One Hundred and seventy-five Thousand Pounds, to be raised by Life-Annuities, with Benefit of Survivorship as aforesaid, or for or on Account of the Payment of any of the said Annuities, but that all such Fees as shall arise upon the issuing of the said Sum of One Hundred and Seventy-five Thousand Pounds, or any part thereof, or upon any Payment to be made thereout, shall be received and duly accounted for, and paid to his Majesty, his Heirs and Successors.

Provided allways, and be it further Enacted by the Authority aforesaid, That if the Surplus or Exceeding of the Duties granted in the last Session of Parliament, by an Act, intituled, An Act for granting unto His Majesty the several Duties, Rates, Impositions and Taxes therein particularly expressed, to be applied to pay an Interest at the Rate of Four Pounds *per Cent. per Annum*, for such Part of the several principal Sums formerly borrowed as shall remain unpaid on the Twenty-fifth Day of *December*, One thousand seven hundred and seventy-three, and to apply the Surplus of the said Duties in such Manner, and for such Purposes as shall be directed by Parliament; or granted by an Act passed in this

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this present Session, intituled, An Act for granting unto His Majesty the several Duties, Rates, Impositions, and Taxes therein particularly expressed, to be applied to pay an Interest at the Rate of Four Pounds *per Centum per Annum*, for such Part of the several Principal Sums formerly borrowed, as shall remain unpaid on the Twenty-fifth Day of *December*, One thousand seven hundred and seventy-five, and for such other Purposes as are therein mentioned, remaining in the Hands of the Vice-Treasurer or Vice-Treasurers, Receiver or Paymaster-General, his or their Deputy or Deputies, after Payment of the several Sums appointed to be paid by this, or the said recited Acts, or any other Act now in Force in this Kingdom, shall on the Twenty-fifth Day of December, One thousand seven hundred and seventy-five, or any Twenty-fourth Day of June, or Twenty-fifth Day of December in the Year One thousand seven hundred and seventy-six, or One thousand seven hundred and seventy-seven, amount to the Sum of Ten thousand Pounds, or more, over and above all Interest, Annuities, and Charges, payable thereout at said Time, that the Vice-Treasurer or Vice-Treasurers, Receiver or Paymaster-General, his or their Deputy or Deputies, shall, as often as such Surplus shall so happen, purchase Loan Debentures therewith, as soon as, and from Time to Time, whenever they can be procured at or under Par, until the Whole

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of such Surplus shall be expended therein.

And for rendering the Purchase of Debentures as aforesaid more easy, be it Enacted by the Authority aforesaid, That the Vice-Treasurer or Vice-Treasurers, Receiver or Paymaster-General, his or their Deputy or Deputies, shall, whenever such Surplus shall so happen, advertise in one or more of the Publick News Papers, the Amount thereof, and for all Persons desirous of selling Debentures to apply and signify the Number of the Debenture, the Name of the present Owner, and the Value for which it will be sold at the Treasury on a Day not more than Twelve Days distant, to be mentioned in said Advertisement; and in case on said Day there shall not be Application sufficient to exhaust the Whole of said Surplus, then that they or he shall again advertise in like Manner, and so to continue to do from Time to Time for Applications to be made on some one Day in every successive Week, while any Part of the said Surplus shall remain; and on each of said Days so mentioned, the Vice-Treasurer or Vice-Treasurers, Receiver or Paymaster-General, his or their Deputy or Deputies, shall then and there proceed to purchase the Debentures that shall be offered at or under Par, until the Whole of such Surplus be expended;

ed; allways purchasing first those which shall be offered for the smaller Value; and the said Vice-Treasurer or Vice-Treasurers, Receiver or Paymaster-General, his or their Deputy or Deputies, are required to cancel, immediately, every Debenture so purchased; and that the Residue of any Surplus which shall remain in the Hands of the Vice-Treasurer unapplied as before directed, shall be disposed of in such Manner as shall hereafter be appointed by Parliament.

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CHAP. III.

AN

ACT

FOR

Granting to His Majeſty an Additional Duty upon the ſeveral Goods and Merchandizes therein mentioned.

DUBLIN:

Printed by the Executors of DAVID HAY, Aſſignee of the late BOULTER GRIERSON, Printer to the King's Moſt Excellent Majeſty, M DCC LXXV.

D U B L I N:

Anno Regni Decimo Quinto & Sexto

GEORGII Tertii Regis.

CHAP. III.

An Act for granting to His Majesty an Additional Duty upon the several Goods and Merchandizes therein mentioned.

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WE Your Majesty's most dutiful and loyal Subjects, the Commons of Ireland in Parliament assembled, as a further Supply to Your Majesty to support the Expences of Your Majesty's Government, do most humbly beseech Your Majesty that it may be Enacted, and be it Enacted by the King's Most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons in this present Parliament assembled, and by the Authority of the same, That from and after the Twenty-fifth Day of December, One thousand seven hundred and seventy-five, until the Twenty-fifth Day of December, One thousand seven hundred

CHAP. III.

and ſeventy-ſeven inclusive, there ſhall be raiſed, levied, collected, and paid the ſeveral Rates and Additional Duties herein after mentioned (that is to ſay) an Additional Duty of One Shilling per Hundred Weight upon all Flour, Meal, Bread, and Biſcuit, except of the Produce and Manufacture of Great Britain, imported into this Kingdom; an Additional Duty of Two Shillings per Barrel upon all Wheat, except of the Produce of Great Britain, imported into this Kingdom, unleſs the Middle Price of Wheat, at the Port where the ſame ſhall be imported, ſhall exceed the Price of Twenty-three Shillings Engliſh per Barrel, at the Time of ſuch Importation, the ſaid Price to be aſcertained as directed by an Act of Parliament made and paſſed in the Twenty-ninth Year of his late Majeſty King George the Second, intituled, An Act for the further Encouragement of Tillage.

And be it further Enacted by the Authority aforeſaid, That all and every the ſeveral and reſpective Additional Duties, Rates, and Impoſitions hereby granted, ſhall be raiſed, anſwered, collected, and paid unto his Majeſty, his Heirs and Succeſſors, during the Time aforeſaid, at the ſame Time, in the like Manner, and by ſuch Ways, Means and Methods, and under ſuch Penalties and Forfeitures, and with ſuch Powers as are appointed, directed, and expreſſed, for the raiſing, collecting,

lecting, and paying the Duties therein mentioned, in and by an Act made in this Kingdom, in the Fourteenth and Fifteenth Years of the Reign of His late Majesty King Charles the Second, intituled, An Act for the settling the Excise or New Impost upon His Majesty, His Heirs and Successors, according to the Book of Rates therein inserted, or by any other Law now in Force relating to the Revenue of Excise in this Kingdom, as fully and effectually to all Intents and Purposes, as if the same were particularly mentioned, expressed, and Enacted again in the Body of this present Act, with like Remedy of Appeal to and for the Party grieved, as in and by the said Act, or any other Law or Laws now in being relating to the Duties of Excise is provided. CHAP. III.

And be it further Enacted by the Authority aforesaid, That neither the Six Pence per Pound, nor any other Fee shall be payable to, nor be deducted or received by the Vice-Treasurer or Vice-Treasurers, Receiver or Paymaster General, Clerk of the Pells, or any other Officer or Officers of this Kingdom, for or on Account of the issuing or Payment of any Sum or Sums of Money arising by, or which shall be received for or on Account of the Aids hereby granted to His Majesty, or of any Payment to be made in Pursuance of this Act.

CHAP.
IV.

AN

ACT

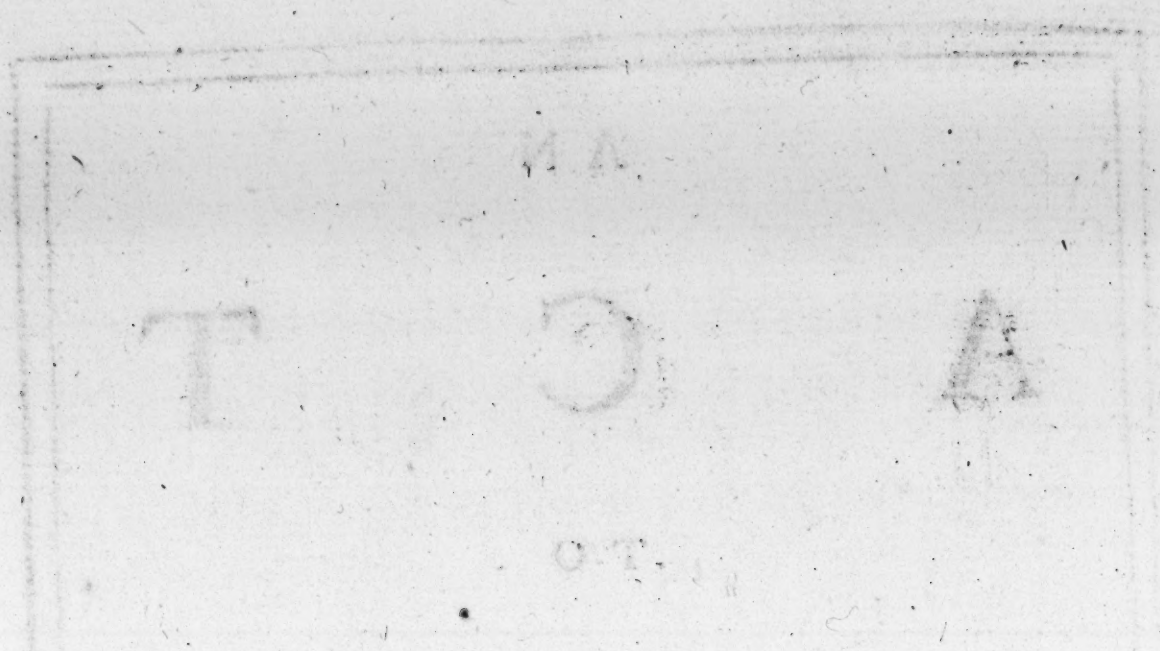
TO

Prevent Frauds in obtaining the Premiums for Flax-Seed imported into this Kingdom.



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Anno Regni decimo Quinto & Sexto

GEORGII Tertii Regis.

CHAP. IV.

An Act to prevent Frauds in obtaining the Premiums for Flax-Seed imported into this Kingdom.

WHEREAS by an Act passed in the Third Year of His Majesty's Reign, intituled, An Act for continuing the Encouragement given by former Acts of Parliament to the Flaxen and Hempen Manufactures; it was among other Things Enacted, That whoever should import or cause to be imported into this Kingdom, any Good and Sound Hemp-Seed or Flax-Seed from any of the Ports or Places for that Purpose therein mentioned, within the Space of Twenty-one Years from the End of the then Session of Parliament, and from thence to the End of the then next succeeding Session of Parliament, should receive for every Hogshead of such

CHAP. IV.

Hemp-seed or Flax-Seed, as a Premium, the Sum of Five Shillings Sterling, to be paid by such Officer or Officers, and in such Manner as Drawbacks are usually paid; and it was therein also provided, that during the said Term of Twenty-one Years, and until the End of the then succeeding Session of Parliament, every Merchant who should export any Hemp-Seed or Flax Seed, should, for every Hogshead thereof so exported, pay Five Shillings Custom to His Majesty, His Heirs, and Successors, unless Oath should be made as therein is directed, that the same was of the Growth of this Kingdom: And whereas by an Act made in the Parliament of Great Britain, in the Fifteenth Year of His Majesty's Reign, a further Bounty of Five Shillings per Hogshead was allowed for and during the Space of Two Years from and after the First Day of January, One thousand seven hundred and seventy-six, and from thence to the End of the then next Session of Parliament, for all Flax-Seed imported into the Kingdom of Ireland, payable by Order of the Commissioners of His Majesty's Customs in England, and by the Receiver-General of the said Customs, in Manner therein directed, to the Importer or Importers thereof, upon his or their producing such Certificate as is therein required, that the Bounty granted by the above mentioned Act made in the Parliament

ment of Ireland, had been paid and allow- CHAP. IV.
ed for the same: And whereas it is highly incumbent on His Majesty's Subjects of this Kingdom, to prevent the said Bounty, so graciously granted, from being perverted to any Purpose other than that for which it was bestowed, the Promotion and Encouragement of the Linen Manufacture of this Kingdom; be it Enacted by the King's Most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal and Commons in this present Parliament assembled, and by the Authority of the same, That so long as the said further Bounty granted by the said Act of the British Parliament, shall continue and remain payable, every Merchant who shall export any Flax-Seed from this Kingdom, shall for every Hogshead thereof so exported, pay a further Duty of Five Shillings and Six pence Custom, to the King, His Heirs, and Successors, over and above the Duty granted by the said Act of the Third of His Majesty's Reign, unless Oath be made before the Commissioners, Sub-Commissioners, or Officer of the Port where such Flax-Seed shall be exported, that the same was of the Growth of this Kingdom.

And be it further Enacted by the Authority aforesaid, That every Person exporting or attempting to export any

CHAP. IV.

Foreign Flax-Seed from this Kingdom, without paying the said Duties of Five Shillings, and Five Shillings and Six Pence, shall forfeit all such Flax-Seed, and also the Sum of Twenty Shillings per Hogshead for all such Flax Seed so exported or attempted to be exported; One Moiety of such Flax Seed and of such Penalty to go to His Majesty, His Heirs, and Successors, and the other Moiety to the Person who shall give Information of the same.

And be it further enacted by the Authority aforesaid, That no Person shall be entitled to receive the said Premium granted by the said Act made in the Third Year of His Majesty's Reign, or to obtain any Certificate that such Bounty has been paid, until he shall make Oath before the Collector of the Customs in the Port where such Seeds shall be imported, expressing the Name of the Country and Port from whence he believes the same was imported, and that he verily believes the same is sound and good, and of the Growth of the Summer then next preceding, and that the same has been imported for the Purpose of being sowed, and is fitting for that Purpose, and that the same has not been imported for the Use of any Manufacturer of Oil, or for the Purpose of being converted into Oil, or of being exported out of this Kingdom.

Provided

Provided allways, That any Person who shall wilfully and corruptly make any false Oath contrary to the true Intent and Meaning of this Act, shall for every such Offence forfeit the Sum of One Hundred Pounds, to be payable to and and recovered by any Person who shall sue for the same, and shall be subject to all such Penalties and Punishments as Persons are subject to who are convicted of wilful and corrupt Perjury. CHAP. IV.

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CHAP.
V.

AN

ACT

FOR

Allowing further Time to Perſons in Offices or Employments, to Qualify themſelves purſuant to an Act, *intituled*, An Act to prevent the further Growth of Popery.



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AN ACT

Allowing further Time to Persons in Office
or Employment, to Qualify themselves
pursuant to an Act, intituled, An Act to
prevent the further Growth of Popery.

Anno Regni Decimo Quinto & sexto

GEORGII Tertii Regis.

CHAP. V.

An Act for allowing further Time to Persons in Offices or Employments, to Qualify themselves pursuant to an Act, *intituled*, An Act to prevent the further Growth of Popery.

CHAP. V.

WHEREAS several Persons, well affected to his Majesty's Government, and the Church of Ireland as by Law Established, may have through Ignorance neglected, or been prevented by Sickness, or other unavoidable Causes, from taking and subscribing the Oaths, and making and subscribing the Declaration, and from receiving the Sacrament of the Lord's Supper, according to the Directions of an Act made in this Kingdom in the Second Year of the Reign of her late Majesty Queen Ann, intituled, An Act to prevent the further Growth of

CHAP. V.

Popery, and may thereby have incurred great Penalties; be it Enacted by the King's Moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons in this preſent Parliament aſſembled, and by the Authority of the ſame, That all and every Perſon or Perſons, who have incurred any Penalties or Incapacities in the ſaid Act, intituled, An Act to prevent the further Growth of Popery, mentioned, by neglecting to Qualify themſelves according to the ſaid Act, ſhall be, and are hereby indemnified, freed, and diſcharged of and from all Incapacities, Diſabilities, Forfeitures, and Penalties incurred by Reaſon of ſuch Omiſſion or Neglect as aforeſaid; and that no Act or Acts done by them, or any of them, and not yet avoided, ſhall be queſtioned or avoided by Reaſon of ſuch Neglect or Omiſſion, but all ſuch Acts ſhall be, and are hereby Declared and Enacted to be, as good and effectual, as if all and every ſuch Perſon and Perſons had taken and ſubſcribed the ſaid Oaths, and received the ſaid Sacrament, and made and ſubſcribed the ſaid Declaration in Manner as aforeſaid; any Thing in the ſaid Act to the contrary notwithſtanding.

Provided, ſuch Perſon or Perſons do, and ſhall take and ſubſcribe the ſaid Oaths, and receive the ſaid Sacrament, and make, repeat, and ſubſcribe the ſaid Declaration,

in

CHAP. V.

in such Manner and Form, and in such Place and Places, as are directed and appointed by the said Act to prevent the further Growth of Popery, on or before the First Day of August, which shall be in the Year of our Lord One thousand seven hundred and seventy-six.

And whereas several of His Majesty's Subjects are often preferred in the Army, while they are residing in Great-Britain, by which they are by the Laws in Force in that Kingdom, obliged to Qualify themselves in some Part of Great-Britain, by receiving the Sacrament, taking the Oaths, and subscribing the Declaration within the Time mentioned in such Laws: And whereas the Regiment or Regiments in which such Officer or Officers have Commissions so granted to them, are often ordered into this Kingdom, and put upon this Establishment, by which a Doubt has arisen, whether such Officer or Officers, notwithstanding his or their having Qualified themselves in Great-Britain for such Commission, according to the said Laws, are not by the said Laws in Force in this Kingdom, obliged to Qualify themselves after their Arrival here for such Commissions, according to an Act of Parliament passed in this Kingdom in the Second Year of the Reign of Her late Majesty Queen Ann, intituled, An Act to prevent the further Growth of Popery; be it Enacted by the Authority aforesaid, That no Officer

CHAP. V.

or Officers so preferred in Great-Britain, who shall have Qualified him or themselves for such Commission or Commissions, according to, and within the Time limited by the said Laws made in Great-Britain, shall be obliged to Qualify him or themselves in this Kingdom, for such Commission or Commissions so granted to him or them in such Regiment or Regiments, after their Arrival in this Kingdom, and being put upon this Establishment; any Law, Usage, or Custom to the contrary notwithstanding.

Provided allways, That this Act, or any Thing herein contained, shall not extend to restore or entitle any Person or Persons to any Office or Employment, already actually avoided by Judgment in any of his Majesty's Courts of Record, or already filled up by any other Person, but that such Office or Employment shall be and remain in the Person and Persons who is or are, or hereafter may become entitled by Law to the same, as if this Act had never been made.

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CHAP.
VI.

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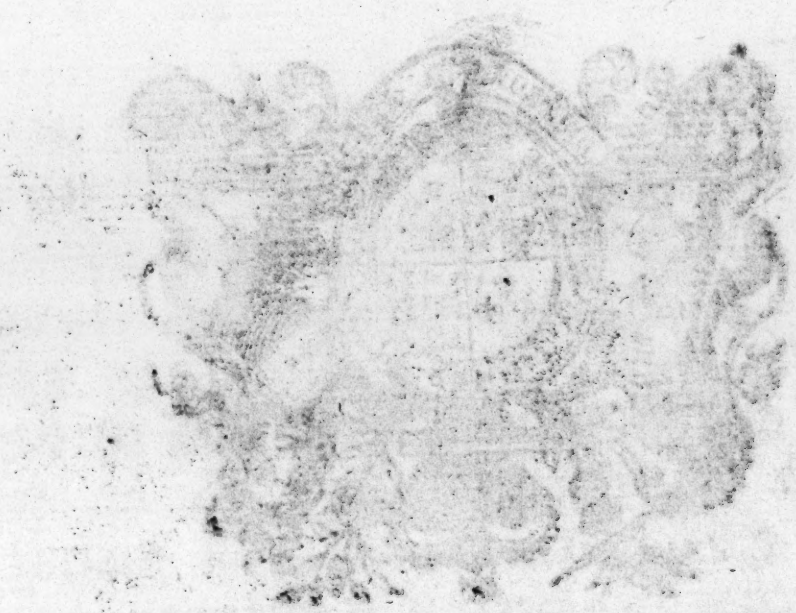
ACT

TO

Explain and amend an Act paſſed laſt Seſſions of Parliament, *intituled*, An Act for amending the Road from *Dundalk* to *Dunleer* in the County of *Lowth*.

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Anno Regni Decimo Quinto & Sexto

GEORGII Tertii Regis.

CHAP. VI.

An Act to explain and amend an Act passed last Sessions of Parliament, *intituled*, An Act for amending the Road from *Dundalk* to *Dunleer* in the County of *Lowth*.

CHAP. VI.

WHEREAS by an Act passed in the last Sessions of Parliament for amending the Road from Dundalk to Dunleer in the County of Lowth, the Trustees mentioned in said Act are not permitted to receive Tolls from persons travelling on said Road, except at such Gate as shall be erected by their Order between the White House of Lurgan Green and the Road from Lurgan Green to Ardee, through the Commons of Drumiskin, by the Lands of White Rath, and from thence to the Great Road from Ardee to Dundalk, by which Means many persons

CHAP. VI.

travelling from Dundalk to Dunleer paſs through ſaid Commons of Drumiſkin without paying Toll at ſaid Gate, to the very great Diminution of the Tolls neceſſary for the Repair of ſaid Road, therefore be it Enacted by the King's Moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons in this preſent Parliament aſſembled, and by the Authority of the ſame, That for amending the Road from the Houſe of Mathew Caſſidy in the Bridge Ward of Dundalk to the Town of Dunleer aforeſaid, it ſhall and may be lawful for the Truſtees mentioned in ſaid Act, or any Seven or more of them (from the paſſing of this Act) to authorize ſuch Perſon or Perſons as they ſhall appoint, to erect one or more Gate or Gates, Turnpike or Turnpikes, in, upon, or acroſs any Part or Parts of the ſaid Road from Dundalk to Dunleer, between the Road leading from ſaid Turnpike Road to the Houſe formerly inhabited by Mr. James Matthews deceaſed, in Haggardſtown, and the ſaid White Houſe of Lurgan Green, and alſo a Toll-Houſe or Toll-Houſes, and there to demand, receive, and take the Tolls and Duties which the ſaid Truſtees are empowered to take by the ſaid Act at the Gate now erected upon ſaid Road during the Term mentioned in ſaid Act.

AN

CHAP.
VII.

AN

ACT

TO

Amend an Act paſſed in the Third Year of His preſent Majeſty, *intituled*, An Act for continuing the Encouragement given by former Acts of Parliament to the Flaxen and Hempen Manufactures.

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CHAP. VII.

AN

ACT

TO

Amend an Act passed in the Third Year of His present Majesty, intituled, An Act for continuing the Encouragement given by former Acts of Parliament to the Flaxen and Hempen Manufactures.

Anno Regni decimo Quinto & Sexto

GEORGII Tertii Regis.

CHAP. VII.

An Act to amend an Act passed in the Third Year of His present Majesty, *intituled*, An Act for continuing the Encouragement given by former Acts of Parliament to the Flaxen and Hempen Manufactures.

CHAP. VII.

WHEREAS by an Act passed in the Third Year of His present Majesty, intituled, An Act for continuing the Encouragement given by former Acts of Parliament to the Flaxen and Hempen Manufactures; it is Enacted, That whoever should import or cause to be imported into this Kingdom any good and sound Hemp-Seed or Flax-Seed from any Port in Russia, Sweden, Denmark, Poland, Prussia, Germany, or any Port on the Baltick

CHAP. VII.

Sea, or within the Sound, or from Hamburgh or Altena, or any of the English Plantations in America, within the Space of Twenty-one Years from the End of the then Session of Parliament, and from thence to the End of the then next succeeding Session of Parliament, should receive for every Hogshead of such Hemp-Seed or Flax-Seed, as a Premium, the Sum of Five Shillings Sterling, to be paid by such Officer or Officers, and in such Manner as Drawbacks are usually paid: And whereas it is found necessary and expedient, at this Time, for the more effectual Encouragement of the Importation of Hemp-Seed and Flax-Seed into this Kingdom, to grant a like Bounty of Five Shillings a Hogshead for all good and sound Hemp-Seed and Flax-Seed imported into this Kingdom from the United Provinces, or from the Austrian Netherlands, as well as from the said several other Countries mentioned in the said Act, Therefore be it Enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons in this present Parliament assembled, and by the Authority of the same, That a Bounty of Five Shillings shall be paid for every Hogshead of good and sound Hemp-Seed or Flax-Seed of the Growth of the United Provinces, or of the Austrian Netherlands, and imported from thence into this

this Kingdom, to the Perſon or Perſons who ſhall ſo import or cauſe the ſame to be ſo imported into this Kingdom; and that ſuch Bounty ſhall continue to be paid from the Firſt Day of January next, until the Firſt Day of May in the Year One thouſand ſeven hundred and ſeventy-eight, ſubject however to the ſeveral Clauſes, Regulations, and Reſtrictions contained in the ſaid Act concerning the Bounties therein given and provided. CHAP. VII.

CHAP. VIII.

AN

ACT

TO

Granting unto His Majeſty an Additional Duty on the ſeveral Commodities, Goods, and Merchandizes therein mentioned, and for prohibiting the Importation of all Gold and Silver Lace, and of all Cambricks and Lawns, except of the Manufacture of *Great Britain*.

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Anno Regni Decimo Quinto & ſexto

GEORGII Tertii Regis.

CHAP. VIII.

An Act for granting unto His Majeſty an Additional Duty on the ſeveral Commodities, Goods and Merchandizes therein mentioned, and for prohibiting the Importation of all Gold and Silver Lace, and of all Cambricks and Lawns, except of the Manufacture of *Great Britain*.

CHAP. VIII.

WE Your Majeſty's moſt dutiful and loyal Subjects, the Commons of Ireland in Parliament aſſembled, having a juſt Senſe of Your Royal Care for the Proſperity of all Your Subjects, and well knowing that the Security of this Realm, and the Continuance of the many Bleſſings We enjoy under Your Majeſty's mild and auſpicious Reign, depend on the Support of Your

CHAP. VIII.

Majesty's Government: And whereas Twelve Thousand effective Men, Commission and Non-commissioned Officers included, are necessary to be maintained within this Kingdom for its Defence; be it Enacted by the King's Most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons in this present Parliament assembled, and by the Authority of the same, That Three Thousand and Forty-six Men, Commission and Non-commission Officers included, which have been raised in Pursuance of an Act of Parliament passed in this Kingdom in the Session of One thousand seven hundred and sixty-nine, be continued for Two Years from the First Day of January, One thousand seven hundred and seventy-six, to the Thirty-first Day of December, One thousand seven hundred and seventy-seven inclusive, so as that the Forces on the Establishment in this Kingdom may amount to Fifteen Thousand and Forty-six effective Men, Commission and Non-commission Officers included.

And in Order to enable Your Majesty to carry into Execution Your Majesty's gracious Intentions and determined Resolution, signified to us by His Excellency the late Lord Lieutenant, by Your Majesty's Command, to keep within this Kingdom for the necessary Defence of the same, Twelve Thousand effective Men, Commission and Non-

Non-commiſſion Officers included, at all Times, unleſs in Caſes of Invaſion or Rebellion in Great Britain, and to defray the other neceſſary Expences of Your Majeſty's Government, We do moſt humbly beſeech Your Majeſty that it may be Enacted, and be it Enacted by the Authority aforeſaid, That from and after the Twenty-fifth Day of December, One thouſand ſeven hundred and ſeventy-five, until the Twenty-fifth Day of December, which ſhall be in the Year One thouſand ſeven hundred and ſeventy-ſeven inclusively, and no longer, there ſhall be throughout his Majeſty's Kingdom of Ireland, granted, raiſed, collected, levied, and paid to his Majeſty, his Heirs and Succeſſors, the ſeveral Rates, Additional Duties, and Impoſitions herein after mentioned, that is to ſay, for and upon every thirty-two Gallons of Beer or Ale above the Price of Six Shillings the Barrel, brewed within this Kingdom by any common Brewer, or in his Veſſels, or by any other Perſon or Perſons who doth or do, or ſhall ſell or tap out Beer or Ale publickly or privately (ſuch Gallon to contain two hundred and ſeventy-two cubical Inches, and one fourth Part of a cubical Inch) the Sum of Two Shillings, to be paid by the Common Brewer, or by ſuch other Perſon or Perſons reſpectively, who ſhall brew, ſell, or tap out the ſame, and ſo proportionably for a greater or leſſer Quantity; and for every Thirty-two Gallons of Beer or Ale of the Price of

CHAP. VIII.

CHAP. VIII.

Sir Shillings the Barrel, or under, brewed within this Kingdom by any Common Brewer, or in his Vessels, or by any other person or persons who doth or do, or shall sell or tap out Beer or Ale publickly or privately (each Gallon to contain Two Hundred and Seventy-two Cubical Inches, and One Fourth part of a Cubical Inch) the Sum of Four Pence to be paid by the Common Brewer, or such other person or persons respectively, who shall brew, sell, or tap out the same during the Time aforesaid, and so proportionably for a greater or lesser Quantity; for every Gallon of Aqua Vitæ, Strong Waters or Spirits made or distilled within this Kingdom for Sale, the Sum of Four Pence to be paid by the First Maker or Distiller thereof during the Time aforesaid; for every Pound Weight of Tobacco that shall be imported into this Kingdom during the Time aforesaid, the Sum of Three Pence Halfpenny; for every Yard of Muslin that shall be imported into this Kingdom during the Time aforesaid, the Sum of Six Pence; for every Yard of all Sorts of Silks and Stuffs made or manufactured in Persia, China, or the East Indies, that shall be imported into this Kingdom during the Time aforesaid, the the Sum of One Shilling and Six Pence; for every Ton of Wine that shall be imported into this Kingdom during the Time aforesaid, the Sum of Four Pounds, and so proportionably for a greater

greater or leſſer Quantity; for every Gallon of Brandy, Strong Waters, and Spirits perfectly made, and of Spirits made and diſtilled of Wine not above Proof, that ſhall be imported into this Kingdom during the Time aforeſaid, the Sum of Eight Pence, and ſo proportionably for a greater or leſſer Quantity; and for every Gallon of Foreign Spirits (above the Quality of Single Spirits) which ſhall be imported into this Kingdom during the Time aforeſaid, an additional Duty ſhall be paid for ſuch Spirits, and ſhall be charged thereon in Proportion to the Duties payable for Single Spirits of the ſame Denomination, according to the comparative Degree of Strength which ſuch Spirits ſo to be imported ſhall bear to Single Spirits of the ſame Denomination; for and upon every Pound Weight of Coffee, Chocolate, and Cocoa Nuts that ſhall be imported into this Kingdom during the Time aforeſaid, the Sum of Three Pence; a Tax of One Shilling per Barrel upon all Herrings that ſhall be imported into this Kingdom (except Britiſh Herrings) during the Time aforeſaid; an Additional Duty of Twenty Shillings Sterling on every hundred Weight of Molaſſes; an Additional Duty of Twenty Shillings Sterling on every Hundred Weight of Treacle; an Additional Duty of Six Pence per Yard for and upon all Foreign Stuffs, called Romals, and all Manufactures made of Cotton, or of

CHAP. VIII.

CHAP. VIII.

Cotton and Linen mixed, whether Plain, Painted or Stained, which shall be imported into this Kingdom during the Time aforesaid, from any Parts beyond the Seas (except the Manufacture of Great Britain); an Additional Duty of Six Pence per Hide for and upon every raw and untanned Hide which shall be exported out of this Kingdom to Parts beyond the Seas (except to Great Britain) during the Time aforesaid; an Additional Duty of One Shilling for every Rheam of Writing or Printing Paper which shall be imported into this Kingdom during the Time aforesaid (except of the Manufacture of Great Britain); an Additional Duty of Six Pence per Yard, over and above the present Duties, on all Damask Tolbelling or Napkins made of Flax or Hemp imported into this Kingdom from Foreign Parts, or from any other Place than Great Britain, during the Time aforesaid, at or under a Yard Wide, and of One Shilling per Yard on all such Goods from Six Quarters to Eight Quarters Wide, and of Two Shillings per Yard on all such Goods from Eleven Quarters to Twelve Quarters Wide.

And be it further Enacted by the Authority aforesaid, That the Six Pence per Pound, and all other Fees which shall or may be payable to the Vice-Treasurer or Vice-Treasurers, Paymaster or Receiver General of this Kingdom, upon issuing or

payment

CHAP. VIII.

payment of any Sum or Sums which shall or may arise out of the Aids herein before particularly mentioned, shall be received by the said Vice-Treasurer or Vice-Treasurers, Reciver or Paymaster-General, for the Use of His Majesty, His Heirs and Successors during the Time aforesaid, and shall be duly accounted for by him or them to His Majesty, His Heirs and Successors as a further Additional Aid hereby given and granted for the further Support of His Majesty's Government.

And be it further Enacted by the Authority aforesaid, That the several further Additional Rates, Duties, and Impositions herein after mentioned, shall be granted, raised, levied and paid to His Majesty, His Heirs and Successors, from the Twenty-fifth Day of December, One thousand seven hundred and seventy-five, to the Twenty-fifth Day of December, One thousand seven hundred and seventy-seven inclusively, (that is to say) a further Additional Duty of Four Pounds Thirteen Shillings and Four Pence per Ton for and upon all French Wines; a further Additional Duty of Six Pounds per Ton for and upon all Wines of the Growth of Portugal; and a further Additional Duty of Four Pounds Eleven Shillings per Ton for and upon all Rhenish Wines, and all other Wines (except Spanish Wines) which shall be im-

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poꝛted into this Kingdom during the Time afoꝛeſaid, over and above all other Duties noꝛw payable foꝛ the ſame, and ſo pꝛopoꝛtionably foꝛ a greater oꝛ leſſer Quantity; a further Additional Duty of Six Pence per Gallon foꝛ and upon all Bꝛandy, Geneva, and other Spirits that ſhall be impoꝛted into this Kingdom from the Twenty-fifth Day of December, One thouſand ſeven hundꝛed and ſeventy-five, to the Twenty-fifth Day of December, One thouſand ſeven hundꝛed and ſeventy-ſeven incluſively, (except Spirits of the Gꝛoꝛwth and Pꝛoduce of His Majeſty's Sugar Colonies in America) over and above all other Duties noꝛw payable foꝛ the ſame; a further Additional Duty of Ten Shillings foꝛ and upon every Coach, Chariot, Berlin, Calaſh, oꝛ Chaiſe with Four Wheels, which any Perſon ſhall keep in his oꝛ her Poſſeſſion, being in Number not moꝛe than One; and of Twenty Shillings foꝛ every Coach, Chariot, Berlin, Calaſh oꝛ Chaiſe with Four Wheels which any Perſon ſhall keep exceeding that Number, except Hackney and Stage-Coaches, and Coaches kept by Coach-makers foꝛ Sale; and alſo an Additional Duty of Ten Shillings on all Chaiſes with Two Wheels which any Perſon ſhall keep in his oꝛ her Poſſeſſion (except Hackney Chaiſes and Chaiſes kept by the Makers foꝛ Sale) from the Twenty-fifth Day of December, One thouſand ſeven hundꝛed and ſeventy-five, to the

Twenty-

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Twenty-fifth Day of December, One thousand seven hundred and seventy-six inclusively, over and above all other Duties now payable for the same; a further Additional Duty of Ten Shillings for and upon every Coach, Chariot, Berlin, Calash, or Chaise with Four Wheels, which any Person shall keep in his or her Possession, being in Number not more than One; and of Twenty Shillings for every Coach, Chariot, Berlin, Calash, or Chaise with Four Wheels, which any Person shall keep exceeding that Number (except Hackney and Stage Coaches, and Coaches and other such Carriages with Four Wheels as aforesaid, kept by Coach-makers for Sale); and also an Additional Duty of Ten Shillings on all Chaises with Two Wheels, which any Person shall keep in his or her Possession (except Hackney Chaises, and Chaises kept by the Makers for Sale) over and above all other Duties now payable for the same, from the Twenty-fifth Day of December, One thousand seven hundred and seventy-six, to the Twenty-fifth Day of December, One thousand seven hundred and seventy-seven inclusively.

And be it further Enacted by the Authority aforesaid, That the several further Additional Rates, Duties, and Impositions herein after mentioned, shall be granted, raised, levied, and paid to His Majesty, His Heirs and Successors, from

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the Twenty-fifth Day of December, One thousand seven hundred and seventy-five, to the Twenty-fifth Day of December, One thousand seven hundred and seventy-seven inclusively, that is to say, A further Additional Duty of Four Pence per Gallon, for and upon all Aqua Vitæ, Strong Waters, or Spirits made or distilled within this Kingdom for Sale, to be paid by the first Maker or Distiller thereof; a further Additional Duty of Four Pence per Gallon, for and upon all Rum or other Spirits of the Growth and Produce of His Majesty's Sugar Colonies in America, which shall be imported into this Kingdom from the Twenty-fifth Day of December, One thousand seven hundred and seventy-five, to the Twenty-fifth Day of December, One thousand seven hundred and seventy-seven inclusively; a further Additional Duty of Six Pence per Gallon for and upon all Brandy, Geneva, or other Spirits which shall be imported into this Kingdom from the Twenty-fifth Day of December, One thousand seven hundred and seventy-five, to the Twenty-fifth Day of December, One thousand seven hundred and seventy-seven inclusively (except Spirits of the Growth and Produce of His Majesty's Sugar Colonies in America)

And be it further Enacted by the Authority aforesaid, That for the better collecting the said Duty chargeable on every Person who shall keep any Carriages with

Four

Four Wheels or Two Wheels (except as before excepted) every perſon, who ſhall and after the ſaid Twenty-fifth Day of December, One thouſand ſeven hundred and ſeventy-five, ſhall have or keep any Coach, Chariot, Berlin, Calaſh, or Chaiſe with Four Wheels, or Chaiſe with Two Wheels, ſhall within Three Calendar Months after the ſaid Twenty-fifth Day of December, One thouſand ſeven hundred and ſeventy-five, or within Three Calendar Months after he or ſhe ſhall have or keep any ſuch Coach, Chariot, Berlin, Calaſh, or Chaiſe with Four Wheels, or Chaiſe with Two Wheels, by Writing under his or her Hand, certify to the Collector of Exciſe in ſome one of the Diſtricts where he or ſhe ſhall reſide or dwell, within the Time aforeſaid, a true Account of every ſuch Coach, Chariot, Berlin, Calaſh, and Chaiſe with Four Wheels, and Chaiſe with Two Wheels, which he or ſhe ſhall have or keep (except Hackney or Stage-Coaches, and Coaches kept by Coach-makers for Sale,) and (except Hackney Chaiſes and Chaiſes with Two Wheels, kept by the Makers for Sale) with the Name of the Place and Pariſh of his or her Reſidence or Abode at the Time of giving ſuch Certificate, which ſaid Certificate ſhall be kept by the reſpective Collectors of the ſeveral Diſtricts in this Kingdom for the Time being, and ſhall be alſo entered or regiſtered in an Alphabetical Book to be by them reſpectively kept for that Purpoſe, and a

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Copy of such Entry, signed by such Collector or his Clerk, shall be delivered, if required, without any Fee or Reward, to the Person delivering such Certificate, and a Number shall be entered on each Certificate so registered; and that the said Collectors respectively shall, under their Hands, on or before the Twenty-fifth Day of December in every Year, give a true List of all Coaches, Chariots, Berlins, Calashes, and Chaises with Four Wheels, and all Chaises with Two Wheels, from Time to Time returned to them respectively in such Certificates, with the Names of the Persons and Places of their Abode, respectively mentioned in such respective Certificates, to the Persons who for the Time being shall be appointed by the Commissioners of His Majesty's Revenue of Excise, or any Three of them, to collect and receive the said Duties; and that such Persons as shall be appointed by the said Commissioners of Excise, or any Three of them, to collect and receive the said Duties on Coaches, Chariots, Berlins, Calashes, and Chaises with Four Wheels, and Chaises with Two Wheels, shall have full Power and Authority to levy, collect, and receive the same within the District where the Certificate shall be entered, in the same Manner as His Majesty's Revenue arising from Fire-Hearths is now by Law levied, collected, and received, and shall respectively sign and deliver Acquittances, without Fee or Reward for the same, and shall keep

keep Duplicates thereof in a Book to be kept for that Purpose, in the same Manner as Acquittances are given and kept for the Duty of Fire-Hearths, and shall respectively return the Book containing the Duplicates of such Acquittances to such Person and Persons, and at the same Time, and to be disposed of in the same Manner as Books containing the Duplicates of Acquittances for the said Duty on Fire-Hearths are returned; and that the Duties aforesaid shall be paid in the respective Districts wherein the said Carriages shall be entered or registered respectively, and in no other. CHAP. VIII

And be it further Enacted by the Authority aforesaid, That if any Person or Persons shall have or keep any Coach, Chariot, Berlin, Calash, or Chaise with Four Wheels, or Chaise with Two Wheels, chargeable with the said respective Duties by Virtue of this Act, which shall not be certified in Manner as aforesaid, then and in such Case, every such Person and Persons so having or keeping such Coach, Chariot, Berlin, Calash, or Chaise with Four Wheels, or Chaise with Two Wheels, not certified as aforesaid, shall for such Neglect forfeit the Sum of Twenty Pounds, to be sued for, recovered, levied, and applied in such Manner and Form, and by such Ways and Methods, as are prescribed and appointed for the suing, recovering, levying, and applying Forfeitures and Penalties, in and by an Act of Par-

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liament made and passed in the Fourteenth and Fifteenth Years of the Reign of King Charles the Second, intituled, An Act for the Setting of the Excise or New Impost upon His Majesty, His Heirs and Successors, according to the Book of Rates therein inserted.

Provided nevertheless, That every Person, (except as before excepted) having in his or her Keeping or Possession any Coach, Chariot, Berlin, Calash, or Chaise with Four Wheels, or Chaise with Two Wheels, belonging to another Person, shall be charged for every such Coach, Chariot, Berlin, Calash, or Chaise with Four Wheels, or Chaise with Two Wheels, with the said Duty imposed by this Act, in the same Manner as the Owner or Proprietor thereof is or ought to be charged or chargeable for the same by this Act.

And be it further Enacted by the Authority aforesaid, That the Person or Persons, who, for the Time being, shall be authorized and impowered to collect and levy the said Duty on Coaches, Chariots, Berlins, Calashes, and Chaises with Four Wheels, and Chaises with Two Wheels, shall pay the same to the said Collectors of the several Districts where the said Duties shall be collected and raised, and that the said Collectors shall keep separate and distinct Accounts thereof, and pay the same

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taine into His Majesty's Treasury, as other Money received by them for the Use of His Majesty.

Provided allways, That nothing in this Act shall extend, or be construed to extend, to charge any Person or Persons who shall keep, and certify to the said Collector of Excise in Manner above mentioned, any Coach, Chariot, Berlin, Calash, or Chaise with Four Wheels, with the said Additional Duty of Ten Shillings, chargeable upon Chaises with Two Wheels, nor to charge any Cabriolet or Garden-Chair, or to oblige such Person or Persons to make any Entry of any such Chaises with Two Wheels, or of such Cabriolet or Garden-Chair.

And be it further Enacted by the Authority aforesaid, That all and every the several and respective Additional Duties, and further Additional Duties, Rates, and Impositions hereby granted, shall be raised, answered, levied, collected, and paid unto His Majesty, His Heirs and Successors, during the Time aforesaid, over and above all other Duties payable by Virtue of an Act made in this Kingdom in the Fourteenth and Fifteenth Years of the Reign of King Charles the Second, intituled, An Act for the Setling of the Excise or New Impost upon His Majesty, His Heirs and Successors, according to the Book of Rates therein inserted, or by Virtue of one other

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Act made in the Fourteenth and Fifteenth Years of the Reign of the ſaid King Charles the Second, intituled, An Act for Settling the Subſidy of Poundage, and granting a Subſidy of Tonnage, and other Sums of Money, unto His Royal Majeſty, His Heirs and Succeſſors, the ſame to be paid upon Merchandizes imported and exported into or out of the Kingdom of *Ireland*, according to the Book of Rates hereunto annexed;

And be it further Enacted by the Authority aforeſaid, That the Six Pence per Pound, and all other Fees which ſhall or may be payable to the Vice-Treaſurer or Vice-Treaſurers, Receiver, or Paymaſter-General, Clerk of the Pells, or any other Officer or Officers of this Kingdom, upon iſſuing or Payment of any Sum or Sums of Money which ſhall or may ariſe out of the aforeſaid Duties hereby granted, and herein after particularly mentioned, that is to ſay; The aforeſaid Duty of Four Pounds Thirteen Shillings and Four Pence per Ton, for and upon all French Wines; the aforeſaid Sum of Six Pounds per Ton, for all Wines of the Growth of Portugal; the ſaid Duty of Four Pounds Eleven Shillings per Ton, for all Reniſh Wines, and all other Wines, except Spaniſh Wines; the aforeſaid Duty of Six Pence per Gallon on all Brandy, Geneva, and all other Spirits, except Spirits of the Growth and Produce of His Majeſty's Sugar Colonies in America; the

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the aforesaid Duties on Coaches, Chariots, Berlins, Calashes, or Chaises with Four Wheels, or Chaises with Two Wheels; the aforesaid further Additional Duty of Four Pence per Gallon on all Aqua Vitæ, Strong Waters, or Spirits made within this Kingdom for Sale; the aforesaid further Additional Duty of Four Pence per Gallon on all Rum or other Spirits of the Growth and Produce of his Majesty's Sugar-Colonies in America; the aforesaid further Additional Duty of Six Pence per Gallon on all Brandy, Geneva, or other Spirits, except Spirits of the Growth and Produce of His Majesty's Sugar-Colonies in America, shall be received by the said Vice-Treasurer or Vice-Treasurers, Receiver or Paymaster-General, for the Use of His Majesty, His Heirs and Successors, during the Time aforesaid, and shall be duly accounted for by him or them.

Provided always, and be it further Enacted by the Authority aforesaid, That if the said Wines or other Goods and Merchandizes herein before mentioned, upon which the said Additional Duties, and further Additional Duties hereby granted, are charged upon the Importation thereof, shall, after Payment thereof, or Security given for the same, be again exported by any Merchant or Merchants that is or are a Subject or Subjects of this Realm, or any other of

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His Majeſty's Dominions, within Twenty-four Calendar Months, or by Merchant Strangers within Twelve Calendar Months after the Importation thereof, and due Proof firſt made, by Certificate from the proper Officer of the due Entry and Payment of the ſaid Additional Duties, and further Additional Duties hereby granted and charged thereon, or Security being given for the ſame, and that all other Requiſites have been performed, which are by Law required to be performed in thoſe Caſes, where the Duties of Exciſe are to be repaid by Virtue of the before mentioned Act, intituled, An Act for the ſettling of the Exciſe or New Impoſt upon His Majeſty, His Heirs and Succeſſors, according to the Book of Rates therein inſerted; that then the ſaid Additional Duties, and further Additional Duties hereby impoſed, ſhall, without any Delay or Reward, if the ſame ſhall have been paid, be repaid or allowed unto ſuch Merchant or Merchants ſo exporting the ſame, within One Month after Demand thereof; or, if the ſame ſhall not have have been paid, the Security for the ſaid Additional Duties, and further Additional Duties, by this Act charged, ſhall be vacated or diſcharged, as to ſo much thereof as ſhall be ſo exported; any Thing herein contained to the contrary notwithſtanding.

And

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And be it further Enacted by the Authority aforesaid, That the Additional Rates and Duties hereby granted and imposed on Coffee, Chocolate, and Cocoa Nuts, and all Monies arising thereby, shall be paid to the Trustees appointed for the Management of the Hempen and Flaxen Manufactures of this Kingdom, to be by them applied to encourage and support the said Manufactures, and the Trade thereof in this Kingdom; and that the said Additional Duties on raw and untanned Hides, and all Money arising thereby, shall be paid to the said Trustees, to be by them applied towards encouraging the raising of Flax-Seed in this Kingdom.

And be it further Enacted by the Authority aforesaid, That all and every the several and respective Duties, Rates, and Impositions hereby granted, shall be raised, answered, collected, and paid unto His Majesty, His Heirs, and Successors during the Term aforesaid, at the same Time, in like Manner, and by such Ways, Means, and Methods, and by such Rules and Directions, and under such Penalties and Forfeitures, and with such Powers as are appointed, directed, and expressed for the raising, answering, collecting and paying of Duties in and by the said Act made in this Kingdom in the Fourteenth and Fifteenth Years of

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the Reign of King Charles the Second, intituled, An Act for the ſettling of the Exciſe or New Impoſt upon His Majeſty, His His Heirs and Succeſſors, according to the Book of Rates therein inſerted; or by any other Law now in Force relating to the Revenue of Excile in this Kingdom, as fully and effectually to all Intents and Purpoſes, as if the ſame were particularly mentioned, expreſſed, and enacted again in the Body of this preſent Act, with like Remedy of Appeal to and for the Party grieved, as in and by the ſaid Act of Exciſe, or any other Law or Laws now in being, relating to the Duties of Excile is provided.

Be it further Enacted by the Authority aforeſaid, That from and after the ſaid Twenty-fifth Day of December, One thouſand ſeven hundred and ſeventy-five, a ſeparate and diſtinct Account ſhall be kept by the proper Officer or Officers of the ſeveral Sums ariſing from the aforeſaid ſeveral Aids, Duties and Taxes hereby granted as aforeſaid; and that the Commiſſioners of his Majeſty's Revenue ſhall return their Weekly Abſtracts from the ſeveral Collectors, to the Accountant General,, and that the Accountant General ſhall return a ſeparate Account of the aforeſaid Sums ariſing from the ſaid Aids, Duties, and Taxes hereby granted to the Vice-Treaſurer or Vice-Treaſurers, his or their Deputy or Deputies, and that

every

every Collector or Receiver do take a sepa- CHAP.
rate Receipt for the same, which paid into VIII.
His Majesty's Exchequer, which said Re-
ceipt the said Vice-Treasurer or Vice-
Treasurers, his or their Deputy or De-
puties, as aforesaid are hereby required to give
accordingly.

And be it further Enacted by the Au-
thority aforesaid, That the several Sums
herein after mentioned, be paid out of the
aforesaid Additional Duties and Aids
granted to His Majesty by this present
Act, to the persons, and for the purposes
herein after mentioned, that is to say;
The Sum of Four Thousand pounds to
the Right Honourable the Speaker of the
House of Commons, to enable him to
maintain the State and Dignity of his
Office; the Sum of Two Thousand
pounds per Annum, for Two Years,
from the Twenty-fifth Day of December,
One thousand seven hundred and seventy-
five, to the Twenty-fifth Day of December,
ber, One thousand seven hundred and seventy-
seven inclusively, to the Trustees appointed
for the Management of the Flaxen and
Hempen Manufactures of this Kingdom,
to encourage the raising sufficient Quan-
tities of Hemp and Flax in this Kingdom,
and also the further Sum of Two Thou-
sand pounds per Annum for Two Years,
from the Twenty-fifth Day of December,
One thousand seven hundred and seventy-
five, to the said Twenty-fifth Day of De-

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cember, One thousand seven hundred and seventy-seven inclusively, to the said Trustees appointed for the Management of the Hempen and Flaxen Manufactures of this Kingdom, for the Encouragement of the said Hempen and Flaxen Manufactures in the Provinces of Leinster, Munster, and Connaught; and that the said several Sums so granted to the said Trustees of the Flaxen and Hempen Manufactures, be freed and discharged from the Payment of Six Pence per Pound, and all other Fees which shall or may be payable to the Vice-Treasurer or Vice-Treasurers, Receiver or Paymaster General of this Kingdom, Clerk of the Pells, or any other Officer or Officers of this Kingdom; the Sum of Five Hundred Pounds to Agmondisham Vesey, Esquire, Accomptant-General, as a Reward for his Expence and Trouble in preparing and stating the Publick Accounts of the Nation, laid before the House of Commons this Session of Parliament; the Sum of Three Hundred Pounds to Henry Gore, Esquire, as a Reward for his Expence and Trouble in preparing and making out the Account of the Imports and Exports for Two Years, ended the Twenty-fifth Day of March, One thousand seven hundred and seventy-five, pursuant to the Order of the House of Commons; the Sum of Five Hundred Pounds to Edward Sterling and Henry Alcock, Esquires, Clerks of the House of

of Commons, as a Reward for their Attendance and Service this Session of parliament; the Sum of Three Hundred pounds to Mr. Benjamin Higgins, Clerk-Assistant, as a Reward for his Attendance and Service this Session of parliament; the Sum of One Thousand Pounds to Dixie Coddington, Esquire, Serjeant at Arms, as a Reward for his Attendance and Service this Session of parliament; the Sum of Three Hundred and Fifty Pounds to George Melvin and George Frederick Winstanley, the Clerks attending the Committee of Accounts, and other Committees of the House of Commons, as a Reward for their Attendance and Service this Session of parliament, to be equally divided between them; the Sum of One Hundred and Twelve Pounds to Abraham Bradley, for printing the publick Accounts laid before the House of Commons this Session of parliament; the Sum of Fifty Pounds to Hulton Bradley, as a Reward for his Trouble and Attendance in delivering the Votes to the Members of the House of Commons this Session of parliament; the Sum of One Hundred Pounds to James McCowen and George Harper, Doorkeepers to the House of Commons, as a Reward for their Attendance and Service this Session of parliament, to be equally divided between them; the Sum of Two Hundred Pounds to the Right Honourable the Speaker of the House of Commons, to be by him divided amongst the Back-

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Doer Keepers and Messengers attending the House of Commons being Thirteen in Number) in such Manner as he shall direct; the Sum of Fifty Pounds to Mr. George Frederick Winstanley, for his extraordinary Diligence during his Attendance on the Office of Accounts; the Sum of Two hundred Pounds to Mr. John Wetherall, Assistant Examinator of Customs, for his extraordinary Trouble in making up the several Accounts by him laid before the House of Commons, and in settling this Session of Parliament; the Sum of Three hundred and Eighty-seven Pounds One Shilling and Eleven Pence Three Farthings to Elizabeth Coogan, Widow, in Consideration of her Losses by pulling down her House near the Old Bridge, in order to widen the Passage from the Iron Gate to Ayscam Quay; the Sum of Nine hundred and fifty-five Pounds Ten Shillings to Nicholas Bradley, Printer, the Cost of fifteen Sets of the Journals of the House of Commons, An Thirteen Indexes, which the Printer and Joyner, deputed to fifteen Members who had four the fore received them, and for printing and binding Five hundred Copies of the Sixteenth Volume of the Journals, Folio, and to the Clerks of the House of Commons; the Sum of Three hundred Pounds to William Horton, Chirurgeon, in Consideration of the great Increase of his Trouble in examining and Reporting Cases of said Prisoners,

and

and for his Expence in Payment of Clerks in the Two Years, ending at Lady-Day, One thousand seven hundred and seventy-five; the Sum of One Hundred Pounds to Mr. Henry Smyth, Deputy-Paymaster of the Corn Premiums, for his extraordinary Trouble and Expence in preparing Accounts by him laid before the House of Commons for Two Years, ended Midsummer One thousand seven hundred and seventy-five; the Sum of Twelve Thousand Five Hundred Pounds to the Incorporated Society, towards supporting the Protestant Charter Schools of this Kingdom; the Sum of One Thousand Five Hundred Pounds to the Lord Mayor, Sheriffs, Commons, and Citizens of the City of Dublin, towards paying off the Debts by them contracted in carrying on the Ballast Office Wall; the Sum of Ten Thousand Pounds to the Dublin Society, for the Improvement of Husbandry and other useful Arts in Ireland, to enable them to continue Premiums for the Encouragement of Agriculture, Arts and Manufactures, and to pay the Sum of Sixty Pounds a Year, heretofore intended by the House of Commons to be granted to the Reverend, Mr. Lyster, Secretary to the Dublin Society, for his Trouble in viewing and arranging the Claims and Affidavits of the several Persons entitled to Premiums for preserving Corn on Stands, pursuant to Act of Parliament, to be paid him to and for the First of November,

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One thousand seven hundred and seventy-five; the Sum of Five Hundred Pounds to Doctor Achmet, towards enabling him to discharge the Debts contracted by him in erecting the Publick Baths in the City of Dublin; the Sum of One Thousand Five Hundred Pounds to the Trustees of the New Circular Road round the City of Dublin, to enable them to compleat the said Road; the Sum of Three Hundred and Twenty-three Pounds Four Shillings and Three Pence to Mary Hay, Executrix of the late David Hay, Assignee of Boulter Grierson, His Majesty's Printer, for Seventeen Sets of Statutes, delivered to Members of the House of Commons who had not before received them; the Sum of One Thousand Pounds to the Trustees of Cork Harbour, towards the Improvement of the same, to be accounted for to Parliament; the Sum of Ten Thousand Pounds to the Governors of the Foundling Hospital and Work House, towards enabling them to discharge the Debts by them contracted for the Use of that Charity; the Sum of Three Thousand Four Hundred Pounds to Mr. Benjamin Houghton, as a Recompence for his great Services to the Publick, and as a Retribution for his Loss in having, in a great Measure, relinquished a very Beneficial Trade; the Sum of One Thousand Pounds to the Company of Undertakers of the Grand Canal, towards discharging the Debt incurred in the said Work, before the same

was

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was transferred to the said Company; the Sum of Three Thousand Seven Hundred Pounds to the Lord Chancellor and the Chief Judges for the Purpose of finishing the Four-Court Marshalsea; the Sum of One Thousand Pounds to Daniel De Lacherois, Ponsonby Boyd, and Robert Kyle, Esquires, for repairing the Pier and improving the Harbour of Donaghadee, to be accounted for to Parliament; the Sum of One Thousand Two Hundred Pounds to Roger Palmer, Esquire, in Consideration of his extraordinary Attendance, Care, and Expence in the Office of Paymaster of Corn Premiums during the Two Years, ended Michaelmas, One thousand seven hundred and seventy-five; the Sum of Five Hundred Pounds to Hampden Evans of Portrane, Esquire, and Joshua Davis of the City of Dublin, Esquire, towards erecting a Pier at Portrane, to the Northward of Howth, in the County of Dublin, to be accounted for to Parliament; the Sum of Three Hundred Pounds to Mr. John Dempsey, to enable him to carry on the Pier begun by him at Loughshinny in the County of Dublin; the Sum of Three Hundred Pounds to Barnaby Scott, to indemnify him in the Losses he has sustained by the Destruction of a Quantity of Blankets by a riotous Mob, which Blankets were designed for the Use of the Troops going Abroad; the Sum of One Hundred Pounds to Margaret Kirby, Deputy Housekeeper of the House of Commons,

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for her long and faithful Services; the Sum of Two Hundred Pounds to Thomas Johnſton, towards repairing the Loſſes that he has ſuſtained in endeavouring to improve the Breed of the Cattle of this Country; and the Sum of Five Hundred Pounds to Edward Sterling, Eſquire, for his Pains, Care, and Coſt in making Indexes to the Appendix, and to the Twelfth, Thirteenth, Fourteenth, Fifteenth, and Sixteenth Volumes of the Printed Journals of the Houſe of Commons, and preparing Copies of the ſaid Journals for the Preſs, conſiſting of the Proceedings of the Seſſions One thouſand ſeven hundred and ſixty-five, One thouſand ſeven hundred and ſixty-ſeven, One thouſand ſeven hundred and ſixty-nine, One thouſand ſeven hundred and ſeventy-one-two, and One thouſand ſeven hundred and ſeventy-three-four, and ſuperintending the Whole Work: All which ſaid ſeveral Sums are to be paid by the Vice-Treaſurer, or Vice-Treaſurers, Receiver-General, or Receivers-General of this Kingdom, without any further or other Warrant to be ſued for, had, or obtained in that Behalf.

And be it further enacted by the Authority aforeſaid, That from and after the ſaid Twenty-fifth Day of December, One thouſand ſeven hundred and ſeventy-five, the ſeveral Sums granted by this Act, or any other Act of Parliament now in Force in this Kingdom, and appropriated to encourage

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courage the raiſing ſufficent Quantities of Flax and Hemp in this Kingdom, and for the Encouragement of the Hemp- en and Flaxen Manufactures in the Provinces of Leinſter, Munſter, and Connaught, ſhall be applied to ſuch Purpoſes only, and no other; and that a ſeparate and diſtinct Account ſhall be kept by the proper Officer of the Application thereof, and be laid before Parliament.

And be it further Enacted by the Authority aforeſaid, That the Tax of One Shilling per Barrel hereby granted and impoſed on all Herrings imported into this Kingdom, be paid to the Dublin Society, to be by them applied to the Encouragement of the Fiſheries in the North Weſt parts of this Kingdom.

Provided allways, in Caſe any Herrings ſo imported, ſhall be exported within Nine Calendar Months after ſuch Importation, that the Duties hereby impoſed and paid on ſuch Importation, ſhall be repaid to, and drawn back by the Exporter or Exporters of the ſame.

And be it further enacted by the Authority aforeſaid, That no Gold or Silver Lace, Cambricks or Lawns whatſoever, (except of the Manufacture of Great-Britain) ſhall, from and after the Twenty-fifth Day of December, One thouſand ſeven hundred and ſeventy-five, be imported in-

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to this Kingdom in any Ship or Vessel whatsoever, under the penalty of the Forfeiture of all such Lace, Cambricks, and Lawns, and treble the Value thereof, and of the Ship or Vessel in which the same shall be imported, with all her Guns, Tackle, Furniture, Ammunition, and Apparel; One Moiety of which Forfeitures shall be and remain to His Majesty, His Heirs, and Successors; and the other Moiety to him or them who shall seize and sue for the same by Action, Bill, Plaint, or Information, in the Court of Exchequer, wherein no Wager of Law, Protection, Essoign, or other dilatory Plea shall be allowed.

AN

CHAP.
IX.

AN

ACT

FOR

Granting unto His Majeſty, His Heirs and Succeſſors, ſeveral Duties upon Stamped Vellum, Parchment and Paper.



DUBLIN:

Printed by the Executors of DAVID HAY, Aſſignee of the late BOULTER GRIERSON, Printer to the King's Moſt Excellent Majeſty. MDCCLXXV.



Anno Regni Decimo Quinto & Sexto

GEORGII Tertii Regis.

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An Act for granting unto His Majesty, His Heirs and Successors, several Duties upon Stamped Vellum, Parchment and Paper.

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WE Your Majesty's most Dutiful and Loyal Subjects, the Commons of Ireland, in Parliament assembled, being desirous to raise such Aids and Supplies as may be sufficient to support with Honour and Dignity Your Majesty's Government, do humbly present Your Majesty with the Free-Gift of the Rates and Duties herein after mentioned, and do beseech Your Majesty that it may be enacted; and be it Enacted by the King's Most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal and Commons in this

 present

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preſent Parliament aſſembled, and by the Authority of the ſame, That from and after the Twenty-fifth Day of December, One thouſand ſeven hundred and ſeventy-five, there ſhall be throughout the Kingdom of Ireland, raiſed, collected, and paid unto His Majeſty, His Heirs and Succeſſors, from the Twenty-fifth Day of December aforeſaid, 'till the Twenty-fifth Day of December, which ſhall be in the Year One thouſand ſeven hundred and ſeventy-ſeven inclusive, for the ſeveral and reſpective Matters and Things herein after mentioned, which ſhall be written or engroſſed at any Time or Times, from the ſaid Twenty-fifth Day of December, One thouſand ſeven hundred and ſeventy-five, to the Twenty-fifth Day of December, One thouſand ſeven hundred and ſeventy-ſeven inclusive, the ſeveral and reſpective Rates, Impoſitions, Duties, Charges, and Sums of Money herein after expreſſed, in Manner and Form following, that is to ſay, For every Skin or Piece of Vellum or Parchment, on which any Grants or Letters Patent under the Great Seal of Ireland, of any Honour, Dignity, Promotion, Franchiſe, Liberty or Privilege to any Perſon or Perſons, Bodies Politick or Corporate, or Exemplifications of the ſame, ſhall be engroſſed or written (Commiſſions of Rebellion in Proceſs allways excepted) the Sum of Three Pounds; for every Skin or Piece of Vellum or Parchment, or Sheet of Paper on which any

Pardon

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Pardon (except the Pardon passed in Forma Pauperis) of or for any Crime or Offence, or of any Sum of Money or Forfeiture whatsoever, or on which any any Warrant of Reprieve, Relaxion from any Fines, Corporal Punishment, or other Forfeitures shall be engrossed or Written, the Sum of Three Pounds; for every Skin of Vellum or Parchment, or Sheet of Paper, upon which any Grant from His Majesty, his Heirs or Successors, of any Sum of Money exceeding One Hundred Pounds, which shall pass the Great Seal of Ireland, shall be engrossed or Written, the Sum of Three Pounds; for every Skin of Vellum or Parchment, or for every Sheet of Paper, upon which any Grant of any Office or Employment which shall be above the Value of Fifty Pounds per Annum, shall be Written or engrossed, the Sum of Three Pounds; for every Skin of Vellum or Parchment on which any Grant of Lands in Fee, Lease for Years, or other Grant or Profit not herein particularly charged, that shall pass the Great Seal of Ireland, or the Seal of the Exchequer (Custodium Leases excepted) shall be engrossed or Written, the Sum of Two Pounds; for every Skin or Piece of Vellum or Parchment, or Sheet of Paper, upon which any Presentation or Donation which shall pass the Great Seal of Ireland, or upon which any Collation to be made by any Archbishop or Bishop, or any Presentation, or Donation to be made

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by any Patron whatsoever, of or to any Benefice, Dignity, or Spiritual or Ecclesiastical Promotion whatsoever, of the Value of One Hundred Pounds a Year or upwards, shall be engrossed or written, the Sum of Two Pounds, the Value to be ascertained by the Certificate of the Archbishop or Bishop, or Vicar General of the Dioceles.

Provided always, That Two or more Benefices episcopally united, shall be deemed and taken to be one Benefice only.

For every Skin or Piece of Vellum or Parchment, or Sheet of Paper on which any Dispensation to hold Two Ecclesiastical Dignities or Benefices, or both a Dignity and a Benefice, or any other Dispensation or Faculty from the Lord Archbishop of Armagh, or Master of the Faculties for the Time being, shall be engrossed or written, the Sum of Six Pounds; for every Skin or Piece of Vellum or Parchment, Sheet or Piece of Paper upon which any Admission of any Fellow of the College of Physicians, or of any Attorney, Clerk, Advocate, Proctor, Notary, or other Officer or Officers in any Court whatsoever, shall be engrossed or written (except such Officer be an annual Officer in any Corporation or inferior Court, whose Office is under the Value of Ten Pounds a Year in Salary, Fees or other Perquisites) the Sum of

Three

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Three Pounds; for every Skin or Piece of Vellum or Parchment, or Piece of Paper upon which any Appeal from the Court of Admiralty or the Prerogative Court, or from any Archiepiscopal Court shall be engrossed or Written, the Sum of Three Pounds; for every Skin or Piece of Vellum or Parchment, or Piece of Paper upon which any Conveyance, Surrender of Grants or Offices, Release, or other Deed whatsoever, which shall be enrolled of Record in any of the Courts at the City of Dublin, or in any other Court of Record whatsoever, shall be engrossed or Written, the Sum of Five Shillings; for every Piece of Vellum or Parchment, upon which any Writ of Covenant for levying a Fine, shall be engrossed or Written, the Sum of Two Shillings and Six Pence; for every Piece of Vellum or Parchment upon which any Writ of Entry for suffering a Common Recovery, shall be engrossed or Written, the Sum of Two Shillings and Six Pence; for every Skin of Vellum or Parchment upon which any Exemplification of what Nature soever, that shall pass the Seal of any Court whatsoever, shall be engrossed or Written, the Sum of Five Shillings; for every Skin of Vellum or Parchment upon which any Decree or Dismission made by or in the Courts of Chancery or Exchequer, shall be engrossed or Written, the Sum of Six Pence; for every Skin or Piece of Vellum or Parchment, or Sheet

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of Paper, upon which any Institution that shall pass the Seal of any Archbishop or Bishop, Chancellor or other Ordinary, or any Ecclesiastical Court whatsoever, shall be engrossed or written, the Sum of Five Shillings.

Provided, That an Institution to two or more Benefices episcopally united, shall be considered as to a single Benefice.

For every Skin or Sheet of Vellum or Parchment, or Piece of Paper, upon which any Writ of Error, Certiorari, or Appeal, except to the Delegates, shall be engrossed or written, the Sum of Five Shillings; as also for every Skin or Piece of Vellum or Parchment, or Piece of Paper, upon which any Writ of Habeas Corpus shall be engrossed or written, the Sum of One Shilling; for every Skin or Piece of Vellum or Parchment, or Piece of Paper, upon which any Sentence that shall be given in the Court of Admiralty, or upon which any Attachment that shall be made out of the said Court of Admiralty, or any Relaxation of any such Attachment, shall be engrossed or written, the Sum of Five Shillings; for every Skin or Piece of Vellum or Parchment, Sheet or Piece of Paper, upon which any Probate of a Will, or Letters of Administration for any Estate above the Value of Thirty Pounds, shall be engrossed or written, the Sum of Five Shillings; for every Skin

or

or Piece of Vellum or Parchment, Sheet or Piece of Paper, upon which any Recognizances conditioned for the Payment of Money, or Performance of Covenants or Agreements, Statute Staple or Statute Merchant, shall be engrossed or written, or entered of Record in any Court or Office, the Sum of Five Shillings; (except such Recognizances as shall be entered into by Persons applying for Licences to sell by Retail, Beer, Ale, Wine, Strong Waters, or other Liquors, which Recognizances shall be considered as Bonds, and shall pay Six Pence only;) for every Skin or Piece of Vellum or Parchment, or Piece or Sheet of Paper, upon which any Record of Nisi Prius or Postea shall be engrossed or written, the Sum of Two Shillings and Six Pence; for every Skin or Piece of Vellum or Parchment or Paper, upon which shall be engrossed or written any Judgment whatsoever, which shall be signed by the Master of any Office, or his Deputy or Secondary, or by any Prothonotary or his Secondary, Deputy, or Clerk, or any other Officer belonging to any of the Courts at the City of Dublin, who have power, or usually do or shall sign Judgments, a Duty after the Rate of Two Shillings and Six Pence for every Judgment engrossed or written on such Skin or Piece of Vellum or Parchment, or Paper; for every Skin or Piece of Vellum or Parchment, or Piece or Sheet of Paper, upon

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upon which any Commission issuing out of any Ecclesiastical Court, not herein otherwise particularly charged, shall be engrossed or written, the Sum of Two Shillings and Six Pence; for every Skin, or Piece of Vellum or Parchment, or Piece or Sheet of Paper, upon which any Warrant, Monition, or Personal Decree in the Court of Admiralty, shall be engrossed or written (except in Suits for the Payment of Seamens Wages) the Sum of Two Shillings and Six Pence; for every Piece of Vellum, Parchment or Paper, upon which any Special Bail to be taken in any of the Courts of the City of Dublin, or before any of the Judges of the said Courts, or in any other Court whatsoever, shall be engrossed or written; and for every Piece of Vellum, Parchment, or Paper, upon which shall be engrossed or written any Appearance upon such Special Bail, the Sum of One Shilling; for every Piece of Parchment, Vellum, or Paper, upon which any Common Bail to be filed in any Court whatsoever, and upon which any Appearance that shall be made upon such Bail, shall be engrossed or written, the Sum of Six Pence; for every Skin or Piece of Vellum or Parchment, upon which shall be engrossed or written any Bill, Answer, Replication, Rejoinder, Interrogatories, Depositions taken by Commissioners, or any other Pleadings whatsoever in the Courts of Chancery or Exchequer, the Sum of One Shilling; for every

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every Skin or Piece of Vellum or Parchment, and for every Sheet or Piece of Paper, upon which any Admission into any Corporation or Company, shall be engrossed or written, the Sum of Six Pence; for every Piece of Parchment or Paper, upon which any Affidavit shall be engrossed or written (except such Affidavits as shall be taken before the Officers of his Majesty's Customs or Excise, or any Justice or Justices of the Peace, or before a Magistrate of any Corporation, acting as a Justice of the Peace, or acting in any Court of Conscience, or Summary Jurisdiction, or before any Judge of Assize, or Commissioner of Oyer and Terminer relative to Prosecutions or Trials on Indictments, or to Civil Bills, or that shall be made for the Purpose of raising or accounting for Publick Money, and except Affidavits made relative to the Hempen and Flaxen Manufacture, or to the Payment of Corn Premiums, or made before the Trustees of any Turnpike, relative to the Roads or Tolls of such Turnpike, or Affidavits made before the Dublin Society) the Sum of Six Pence; for every Piece of Parchment or Paper, upon which any Copy of such Affidavit as is herein before charged, that shall be filed or read in any Court whatsoever, shall be engrossed or written, the Sum of Six Pence; for every Piece of Vellum or Parchment, or Piece of Paper, upon which shall be engrossed or written any Indenture, Lease, or Deed-Poll, not hereby otherwise charged (except Indentures for

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binding poor Parish or other poor Children supported by publick or private Charities Apprentices) the Sum of One Shilling; for every Piece of Vellum or Parchment, or Piece of Paper, upon which any Original Writ (except such Original upon which a Writ of Capias issues) Subpœna, Writ of Capias Quominus, Writ of Dedimus Potestatem to take Answers, examine Witnesses, or appoint Guardians, or any other Writ whatsoever, or any other Process or Mandate that shall issue out of, or pass the Seals of any of the Courts at the City of Dublin, or any other Court whatsoever holding Plea, where the Debt or Damage doth amount to Forty Shillings or above, or the Thing in Demand is of that Value, shall be engrossed or written, the Sum of Six Pence; for every Piece of Vellum, Parchment or Paper, upon which any Entry of any Action in the Mayor's and Sheriffs Courts of the City of Dublin, and in Courts in all Corporations, and other Courts whatsoever, out of which no Writs, Process, or Mandates issue, holding Plea where the Debt or Damage doth amount to Forty Shillings or above, shall be engrossed or written, the Sum of Six Pence; for every Piece of Vellum, Parchment or Paper, upon which any Rule or Order (except in Causes prosecuted upon Indictments, or which relate to Presentments) made or given in any of the Courts at the City of Dublin, either Courts of Law or Equity, which shall be taken out,

out, shall be engrossed or written, the Sum of Six Pence; for every Piece of Vellum, Parchment or Paper, upon which any Copy of such Rules or Orders (except in Causes prosecuted upon Indictments, or which relate to Presentments entered) or the Copies of any other Records or Proceedings in any of the said Courts at the City of Dublin, not hereby otherwise charged, shall be engrossed or written, the Sum of Six Pence; for every Skin or Piece of Vellum or Parchment, or Piece or Sheet of Paper, upon which shall be engrossed or written any Citation or Monition made in the Prerogative Court, or in any Ecclesiastical Court, or any Libel or Allegation, Deposition, Answer, Sentence, or final Decree, or any Inventory exhibited in the Prerogative Court, or in any Ecclesiastical Court, or the Court of Admiralty, or whereupon any Copies of them respectively shall be engrossed or written (except in Suits for Recovery of Seamens Wages) the Sum of Six Pence; for every Skin or Piece of Vellum or Parchment, or Piece or Sheet of Paper, upon which any Charter-Party, Policy of Assurance, Pass-port, Bond, Release, Contract, or other obligatory Instrument, or any Protest, Procuration, Letter of Attorney, or any other Notarial Act whatsoever shall be engrossed or written, the Sum of Six Pence; for every Skin or Piece of Vellum or Parchment, or Piece or Sheet of Paper, upon which any Declaration, Plea, Re-

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plication, Rejoinder, Demurrer, or other Pleadings whatsoever in any Court of Law, shall be engrossed or written, the Sum of One Penny; for every Skin or Piece of Vellum or Parchment, Piece or Sheet of Paper, upon which any Copy thereof shall be written or engrossed, the Sum of One Penny; for every Skin or Piece of Vellum or Parchment, or Piece or Sheet of Paper, upon which any Depositions taken in the Court of Chantery, or Court of Exchequer (except the paper Drafts of Depositions taken by Virtue of any Commission, before they are engrossed) which are not herein before charged, or upon which any Copy of any Bill, Answer, plea, Demurrer, Replication, Rejoinder, Interrogatories, Depositions, or other Proceedings whatsoever in any Court of Equity shall be engrossed or written, the Sum of One Penny; for every Skin or Piece of Vellum or Parchment, or Piece or Sheet of Paper upon which a Copy, attested by the proper Officer of the Prerogative Court, or any Ecclesiastical Court, of any Will shall be engrossed or written, the Sum of One Penny; for every Skin or Piece of Vellum or Parchment, or Sheet or Piece of Paper, upon which shall be engrossed or written any Certificate or Debenture for drawing back any Customs or Duties for or in respect of the re-shipping or exporting of any Goods or Merchandizes which at any Time or Times from and after the Twenty-fifth Day of December,

ber, One thouſand ſeven hundred and ſeventy-five, to the Twenty-fifth Day of December, One thouſand ſeven hundred and ſeventy-ſeven inclusive, ſhall be exported, or ſhipped to be exported from the Kingdom of Ireland for any Parts beyond the Seas, to be paid by the Perſon for whoſe Benefit, or at whoſe Inſtance ſuch Debenture or Certificate ſhall be obtained, the Sum of Four Pence; for every Almanack or Calendar for any one particular Year, or for any Time leſs than a Year, which ſhall be printed on one Side only, of any one Sheet or Piece of Paper only, the Sum of One Penny; for every other Almanack or Calendar for any one particular Year, the Sum of Two Pence.

Provided, That for every printed Almanack or Calendar made to ſerve for ſeveral Years, the reſpective Rates aforeſaid ſhall be paid for every ſuch Year.

For all Papers containing publick News, Intelligence, or Occurrences, a Duty after the Rate of One Halfpenny for every Sheet and Piece of Paper leſs than a Sheet on which ſuch News, Intelligence or Occurrences ſhall be printed; for every Pamphlet or Paper not exceeding Six Sheets in Octavo, or in a leſſer Page, or not exceeding Twelve Sheets in Quarto, or Twenty Sheets in Folio, ſo printed, a Duty after the Rate of One Shilling Sterling; for every Sheet of any Kind of

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Paper which shall be contained in One Printed Copy or Impression thereof; for every Advertisement to be contained in or published with any Gazette, News Paper, or Journal, to be published Weekly or oftner, or in any other Printed Paper or Pamphlet whatsoever, being dispersed or made publick, Yearly, Monthly, or at any other Interval of Time, the Sum of Two Pence.

Provided allways, That nothing in this Act contained, shall be construed to extend to charge any Calendar or perpetual Almanack in any Bible or Common Prayer Book, or to charge any other Calendar or Almanack with more than the Duty that would be payable by this Act for such other Calendar or Almanack, in case it were made for Three Years only.

And be it further Enacted by the Authority aforesaid, That every Deed, Instrument, Note, Memorandum, Letter or other Muniment or Writing, for or relating to the Payment of any Sum of Money, or for making any valuable Consideration for or upon the Loss of any Ship, Vessel, Goods, Wages, Money, Effects, or upon any Loss by Fire, or for any Loss whatsoever, or for or upon any Life or Lives, shall be construed, deemed, and adjudged to be Policies of Assurance within the Meaning of this Act.

And

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And be it further Enacted by the Authority aforesaid, That every Deed, Instrument, Note, Memorandum, Letter, or other Muniment or Writing, between the Captain and Master, or Owner of any Ship or Vessel, and any Merchant, Trader, or other Person, in respect to the Freight or Conveyance of any Money, Goods, Wares, Merchandizes, or Effects, laden or to be laden on Board of any such Ship or Vessel, shall be deemed and adjudged to be a Charter Party within the Meaning of this Act.

And for preventing Abuses committed by arresting Persons without any Writ or legal Process to justify the same, by Means whereof the Duty hereby given to the Crown upon such Process, will be lost, be it further Enacted by the Authority aforesaid, That from and after the Twenty-fifth Day of December, One thousand seven hundred and seventy-five, every Officer or Clerk belonging, or which shall hereafter belong, to the Court of King's Bench, Common Pleas, or Exchequer, who shall sign any Writ or Process before Judgment, to arrest any Person or Persons thereupon, shall, at the signing thereof, set down upon such Writ or Process, the Day and Year of the signing the same; which shall be entered upon the Remembrance Roll, or in the Book where the Abstract of such Writ or Pro-

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cess shall be entered, upon Pain to forfeit the Sum of Ten Pounds for every Offence or Neglect of such Officer or Clerk aforesaid; to be recovered by any Person who shall sue for the same in any Court of Record of His Majesty, His Heirs and Successors, by Action of Debt, Bill, Plaint, or Information, wherein no Wager of Law, Protection, or Essoign, or more than one Imparlance shall be allowed.

And be it further Enacted by the Authority aforesaid, That all Books and Pamphlets, serving chiefly for the Purpose of an Almanack, by whatsoever Name or Names intituled or described, are, and shall be charged with the Duty imposed by this Act on Almanacks, but not with any of the Duties charged by this Act on Pamphlets, or any other Printed Papers; any thing herein contained to the contrary notwithstanding.

Provided allways, That this Act, or any thing therein contained, shall not extend to charge any Bills of Exchange, Accounts, Bills of Parcells, Bills of Fees, or any Bills or Notes (not sealed) for Payment of Money at Sight, or upon Demand, or at the End of certain Days of Payment.

Provided

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Provided also, That nothing in this Act contained shall extend to charge the Probate of any Wills or Letters of Administration of any common Seaman or Soldier, who shall be slain or die in his Majesty's Service, a Certificate being produced from the Captain or Commander of the Ship or Vessel, or Captain or Commanding Officer of the Troop or Company under whom such Seaman or Soldier served at the Time of his Death, and Oath (or if by a Quaker) a solemn Affirmation) shall be made of the Truth thereof, before the proper Judge or Officer by whom such Probate or Administration ought to be granted, which Oath or Affirmation such Judge or Officer is hereby authorized and required to administer, and for which no Fee or Reward shall be taken.

Provided also, That none of the Rates, Duties, or Sums of Money before in this Act expressed, shall be raised, levied, collected, or paid, or be payable unto his Majesty by Virtue of this Act, by any Person or Persons that shall be admitted to sue or defend in Forma Pauperis.

Provided also, That this Act, or any Clause therein contained, shall not be construed to charge with any Duty any Warrant made by, or Recognizance taken before any Justice or Justices of the Peace,

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or any Proceedings of any Court Martial which relate to any Trial of any common Soldier; but such Warrants, Recognizances, and Proceedings, shall and are hereby declared to be exempted from the Payment of any of the Duties before mentioned in this Act.

Provided also, That this Act shall not extend to charge any Acts of Parliament, Proclamation, Order of Council, Forms of Prayer and Thanksgiving, or any Acts of State, which shall be ordered by His Majesty, His Heirs or Successors, or by the Lord Lieutenant, or other Chief Governor or Chief Governors of this Kingdom for the Time being, to be printed, or the printed Votes, or other Matters which are or shall be ordered to be printed by either House of Parliament, with any of the said Duties on Pamphlets or News-Papers, or to charge any Books commonly used in any of the Schools of Ireland, or any Books containing only Matters of Devotion or Piety, with the said Duties on Pamphlets, or to charge any single Advertisement printed by itself, or the Daily Accounts, or Bills of Goods imported and exported, or the Weekly Bills of Mortality (so as such Accounts or Bills do contain no other Matters than what have been usually comprized therein) with any of the Duties aforesaid; any Thing herein contained to the contrary notwithstanding.

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And be it further Enacted by the Authority aforesaid, That for the better and more effectual levying, collecting, and paying unto His Majesty, His Heirs and Successors, the several and respective Duties hereby granted, it shall and may be lawful for His Majesty, or the Lord Lieutenant, or other Chief Governor or Governors of this Kingdom for the Time being, from Time to Time to nominate and appoint such persons as His Majesty, or the Lord Lieutenant or other Chief Governor or Governors of this Kingdom for the Time being, shall think fit, to be Commissioners or Officers for the Stamping and Marking of parchment, Vellum, and paper, and managing the Duties thereupon; and that the Commissioners so to be appointed, shall keep their Head Office in some convenient place within the City of Dublin: And the said Commissioners, or the major part of them, are hereby impowered, under their Hands and Seals, to appoint such other inferior Officers, with the Consent and Approbation of the Lord Lieutenant, or other Chief Governor or Governors of this Kingdom for the Time being, for the Marking or Stamping of Vellum, parchment, and paper, or for the better collecting or levying the Duties hereby granted to His Majesty, His Heirs and Successors, as they in their Discretion shall think proper.

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Provided always, and be it Enacted by the Authority aforesaid, That the several Commissioners and Officers for the Stamping or Marking Vellum, Parchment, and Paper, and managing the Duties thereupon, appointed by His Excellency the Lord Lieutenant, in pursuance of an Act passed the last Session of Parliament, intituled, An Act for granting to His Majesty, His Heirs and Successors, several Duties upon Vellum, Parchment, and Paper; and the several inferior Officers appointed by the said Commissioners in pursuance of the said Act; as also such other Commissioners and Officers as shall be hereafter appointed pursuant to this Act, shall during the Continuance of this Act, for the more effectual levying the several Duties hereby granted, continue to act in the several Offices to which they have been, or shall be so appointed, in like Manner, with the same Powers and Authorities, and subject to the same Restrictions and Limitations as are mentioned in the said recited Act, unless they shall be sooner removed from such Offices by the Lord Lieutenant, or other Chief Governor or Chief Governors of this Kingdom for the Time being, or by the said Commissioners, with the Consent or Approbation of the Lord Lieutenant, or other Chief Governor or Chief Governors of this Kingdom for the Time being.

And be it further Enacted by the Authority aforesaid, That the several Types, Marks,

Marks, or Stamps, already provided by the said Commissioners for the several and respective Duties granted by the said recited Act, shall continue to be used for the Stamping and Impressing of all Vellum, Parchment, and Paper, on which any of the several and respective Things herein before charged, shall be engrossed or written, and that the said Types, Marks, or Stamps, or any of them, shall or may be altered or renewed from Time to Time, as His Majesty, His Heirs and Successors, or the Lord Lieutenant, or other Chief Governor or Chief Governors of this Kingdom for the Time being, shall think fit, so as Publick Notification thereof be given by Proclamation, to be issued under the Great Seal of Ireland, a convenient Time before the said Types, Marks, or Stamps, shall be altered or renewed, to the End that all Persons may have due Notice thereof.

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And that all Courts of Justice and Judges whatsoever, shall, without any Allegation or Proof on that Behalf, take judicial Notice of the several Types, Marks, and Stamps, heretofore appointed by Virtue of the said recited Act, and of all Types, Marks, and Stamps, which shall or may be hereafter published by Virtue of any Proclamation or Proclamations which shall or may be issued as and for the true and lawful Types, Marks, and Stamps,

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to be made Use of in pursuance of this Act.

And be it further Enacted by the Authority aforesaid, That the Commissioners in providing Types, Marks, and Stamps from Time to Time shall take Care they be so contrived, that the Impression thereof may be durable, and that the same may be least liable to be forged or counterfeited.

And be it further Enacted by the Authority aforesaid, That the Commissioners heretofore constituted, or hereafter to be constituted by His Majesty, His Heirs or Successors, or by the Lord Lieutenant, or other Chief Governor or Governors of this Kingdom for the Time being, as aforesaid, shall and may from Time to Time, as they shall see Occasion, appoint a fit Person to attend in any Court or Office to take Notice of the Vellum, Parchment, or Paper, upon which any of the Matters or Things aforesaid shall be engrossed, written, or put, and of the Marks or Stamps thereupon, and of all other Matters and Things tending to secure His Majesty's Duties arising by this Act; and that the Judges in the several Courts, and such others to whom it may appertain, at the Request or Requests of the said Commissioners, or any Two or more of them, shall make such Orders in the respective

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respective Courts, and do such other Matters and Things for the better securing of the said Duties, as shall be lawfully and reasonably desired in that Behalf; and that every Commissioner and other Officer hereafter to be appointed, before he proceeds to the Execution of this Act, shall take the Oath following, that is to say,

I A. B. do Swear, That I will faithfully execute the Trust reposed in me, pursuant to an Act of Parliament, intituled, An Act for granting to His Majesty, His Heirs and Successors, several Duties upon Vellum, Parchment and Paper, without Fraud or Concealment, and will from Time to Time true Account make of my Doings therein; and deliver the same to such Person or Persons, as His Majesty, His Heirs or Successors, or the Lord Lieutenant or other Chief Governor or Governors of this Kingdom for the Time being, hath appointed, or hereafter shall appoint, to receive such Account; and will take no Fee, Reward, or Profit for the Execution or Performance of the said Trust, or the Business relating thereunto, from any Person or Persons, other than such as shall be paid or allowed by His Majesty, His Heirs, or Successors, or by some other Person or Persons for that Purpose authorized by His Majesty, or by the Lord Lieutenant or other Chief Governor or Governors of this Kingdom for the Time being.

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And such Oath shall and may be administered to any such Commissioner or Commissioners by any Two or more of the same Commissioners, whether they have taken the same previously or not; and any of the said Commissioners, or any Justice of the Peace within the Kingdom of Ireland shall and may administer the like Oath to any subordinate Officer.

And be it further Enacted by the Authority aforesaid, That the said Commissioners, and other Officers heretofore appointed or hereafter to be appointed as aforesaid, and all Officers employed, or to be employed or intrusted by or under them as aforesaid, shall, from Time to Time, in and for the better Execution of their several Places and Trusts observe and perform such Rules, Methods, and Orders as they respectively have received, or shall receive from Time to Time from the Lord Lieutenant or other Chief Governor or Governors of this Kingdom for the Time being; and that the said Commissioners shall take special Care that the several Parts of this Kingdom, from Time to Time, be sufficiently furnished with Vellum, Parchment, and Paper, stamped or marked as aforesaid, so as His Majesty's Subjects may have it in their Election to buy the same of the Officers or Persons to be employed by the said

ſaid Commiſſioners at the uſual or moſt common Rates, above the ſaid Duty, or to bring their owꝛn Vellum, Parchment, or Paper to be ſtamped as aforeſaid, or to furniſh themſelves or others that ſhall have done the ſame.

And to the End that His Majeſty may not be defrauded of any of the Duties hereby granted, be it further Enacted by the Authority aforeſaid, That all Records, Writs, Pleadings, and other Proceedings, in Courts of Law and Equity, and all Deeds, Inſtruments, and Writings whatſoever hereby charged, ſhall be engroſſed or written in ſuch Manner as they have been uſually accuſtomed to be written, or are now written.

And be it further Enacted by the Authority aforeſaid, That all Writings, Matters, and Things (in reſpect whereof any of the ſaid Duties ſhall be payable, and which ſhall be engroſſed or written after the ſaid Twenty-fifth Day of December, One thouſand ſeven hundred and ſeventy-five) ſhall be written in ſuch Manner, that ſome Part thereof ſhall be either upon or as near as conveniently may be to the Stamps or Marks which ſhall, in Purſuance of this Act, be placed on the Vellum, Parchment, or Paper whereupon the ſame ſhall be written or engroſſed, upon Pain that the Perſon who ſhall write or engroſs, or cauſe to

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be written or engrossed any such Writing, Matter, or Thing contrary to the Tenor and true Meaning hereof, shall for every such Offence forfeit the Sum of Ten Pounds, with full Costs of Suit.

And be it further Enacted by the Authority aforesaid, That all Vellum, Parchment, and Paper, hereby intended to be charged with the several and respective Duties aforesaid, shall, before any of the Matters or Things herein before mentioned be thereupon engrossed or written, be brought to the Head Office aforesaid, to be stamped and marked; and the said Commissioners and Officers are hereby required, upon Demand of the Person or Persons so bringing the same, forthwith without Fee or Reward, to stamp or mark any Quantities or Parcels of Vellum, Parchment or Paper, so brought, such Person or Persons paying to such Officer or Officers as shall be appointed in that Behalf, the respective Duties hereby directed to be paid for the same.

And be it Enacted by the Authority aforesaid, That if any Person or Persons shall be arrested from and after the First Day of Hillary Term, One thousand seven hundred and seventy-six, by any Writ, Bill, or Process issuing out of any of His Majesty's Courts of Record at Dublin, at the Suit of any Common Person, and the Sheriff or other Officer taketh

Bail

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Bail from such Person against whom such Writ, Bill, or Process is taken out, the Sheriff or other Officer, at the Request and Costs of the Plaintiff in such Action or Suit, or his lawful Attorney, shall assign to the Plaintiff in such Action, the Bail Bond or other Security taken from such Bail, by indorsing the same, and attesting it under his Hand and Seal in the Presence of Two or more Credible Witnesses, which may be done without any Stamp, provided the Assignment so indorsed be duly stamped before any Action be brought thereupon; and also that from and after the Twenty-fifth Day of December, One thousand seven hundred and seventy-five, all Sheriffs and other Officers having Authority to grant Replevins, when and as often as it shall become necessary for such Sheriff or other Officer to assign any Bond of any Plaintiff in Replevin to the Avowant, such Assignment may be made without any Stamp, provided the Assignment so made be duly stamped before any Action brought thereupon.

And be it further Enacted by the Authority aforesaid, That if any Commissioner, or other Officer appointed or to be appointed as aforesaid, shall fix any such Mark or Stamp to any Vellum, Parchment, or Paper, before the several and respective Duties thereupon charged by this Act, shall be duly answered and paid, or

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be secured to be paid to His Majesty's Use, he shall for every such Offence, forfeit the Sum of One Hundred Pounds; one Moiety thereof to his Majesty, and the other Moiety to him or them that shall inform or sue for the same in any of His Majesty's Courts of Record.

And be it further Enacted by the Authority aforesaid, That if any Person or Persons hath or have engrossed or Written, or caused to be engrossed or Written, at any Time since the Commencement of the said recited Act, or shall at any Time hereafter engross or Write, or cause to be engrossed or Written upon any Vellum, Parchment, or Paper, any of the Matters or Things for which the said Vellum, Parchment, or Paper was chargeable by the said recited Act, or is hereby charged to pay any Duty before such Time as the said Vellum, Parchment, or Paper, hath been or shall be marked or stamped as aforesaid, or upon which there was not or shall not be some Stamp or Mark resembling the same, or hath or have engrossed or Written, or caused to be engrossed or Written, or shall engross or Write, or cause to be engrossed or Written, any Matter or Thing upon any Vellum, Parchment, or Paper, that hath been or shall be stamped or marked for any lower Duty than the Duty by the said recited Act or this Act payable for what hath been or shall be so engrossed or Written, then,

and

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and in every such Case, there shall be duly answered and paid to His Majesty, over and above the Duty aforesaid, for every such Deed, Instrument, or Writing, the Sum of Ten Pounds; and no such Record, Deed, Instrument, or Writing, shall be pleaded or given in Evidence in any Court, or admitted in any Court to be good or available in Law or Equity, until as well the said Duty, as the said Sum of Ten Pounds, shall be first paid to His Majesty's Use, and a Receipt produced for the same under the Hand or Hands of some of His Majesty's Officers appointed to receive the Duties above mentioned, and until the Vellum, Parchment, or Paper on which such Deed, Instrument, or Writing, hath been or shall be written or made, shall be marked or stamped with a lawful Mark or Stamp, and the proper Officer and Officers are hereby enjoined and required, upon Payment or Tender of the said Duty and Sum of Ten Pounds unto him or them, to give a Receipt for the same, and to mark or stamp the said Vellum, Parchment, or Paper, with the Mark or Stamp that shall be proper for such Deed, Instrument or Writing respectively.

And be it further Enacted by the Authority aforesaid, That if any Person or Persons shall engross or write, or cause to be engrossed or written upon any Vellum, Parchment, or Paper, any of the

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Matters or Things for which the ſaid Vellum, Parchment, or Paper is hereby charged to pay any Duty before ſuch Time as the ſaid Vellum, Parchment, or Paper, ſhall be marked or ſtamped as aforeſaid, or upon which there ſhall be ſome Stamp or Mark reſembling the ſame, or ſhall engroſs or write, or cauſe to be engroſſed or written, any Matter or Thing upon any Vellum, Parchment, or Paper, that ſhall be marked or ſtamped, for any lower Duty than the Duty by this Act payable for what ſhall be ſo engroſſed or written, ſuch Perſon ſo offending, ſhall, for every ſuch Offence, forfeit the Sum of five Pounds, one Moiety thereof to His Majeſty, His Heirs and Succeſſors, and the other Moiety to him or them that will inform or ſue for the ſame.

And be it further enacted by the Authority aforeſaid, That in Caſe any Clerk, Officer, or Perſon, who in reſpect of any publick Office or Employment, is or ſhall be intitled or intruſted to make, engroſs, or write any Records, Deeds, Inſtruments, or Writings, by this Act charged to pay a Duty as aforeſaid, ſhall be wilfully guilty of any Fraud or Practice to deceive His Majeſty of any Duty by this Act payable, by making, engroſſing, or writing any ſuch Record, Deed, Inſtrument, or Writing, or by cauſing the ſame to be made, engroſſed, or written upon Vellum, Parchment, or Paper, not marked or

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ſtamped according to this Act, or upon which there ſhall not be ſome Stamp or Mark reſembling the ſame, or upon Vellum, Parchment, or Paper, marked or ſtamped with any Mark or Stamp which he ſhall know to be counterfeited, or by wilfully engroſſing or writing any ſuch Deed, Inſtrument, or other Writing, upon Vellum, Parchment, or Paper, which he ſhall know to be marked or ſtamped for a lower Duty as aforeſaid, then every ſuch Clerk, Officer, or Perſon ſo guilty of any ſuch Fraud or Practice, and being thereof lawfully convicted, ſhall forfeit his Office, Place, or Employment reſpectively, and be diſabled to hold or enjoy the ſame for the future; and if any Attorney belonging to any Court whatſoever ſhall wilfully be guilty of any ſuch Fraud or Practice as aforeſaid, and be convicted thereof, he ſhall be diſabled for the future to practiſe as an Attorney.

And be it further Enacted by the Authority aforeſaid, That if any Perſon or Perſons ſhall Write or engroſs, or cauſe to be Written or engroſſed, either the Whole or any Part of any Matter or Thing, in reſpect whereof any Duty is payable by this Act upon any Part of any Piece of Vellum, Parchment, or Paper, whereon there ſhall have been before engroſſed, Written, or Printed any other Matter or Thing, in reſpect whereof any Duty is payable by this Act, before ſuch Vellum, Parchment,

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or Paper, shall have been again marked or stamped according to this Act, or shall fraudulently erase or scrape out, or cause to be erased or scraped out, the Name or Names of any Person or Persons, or any Sum, Date, or other Thing engrossed, written, or printed, in such Instrument, Writing, Matter or Thing as aforesaid, or fraudulently cut, tear, or get off any Mark or Stamp from any Piece of Vellum, Parchment, or Paper, or any Part thereof, with Intent to use such Stamp or Mark for any other Writing, Matter, or Thing, in respect whereof any Duty shall be payable by Virtue of this Act, then, so often, and in every such Case, every Person so offending in any of the Particulars before mentioned, shall, for every such Offence, forfeit the Sum of Fifty Pounds.

Provided allways, and be it further Enacted by the Authority aforesaid, That as often as His Majesty, or the Lord Lieutenant or other Chief Governor or Governors of this Kingdom for the Time being, shall think fit to alter or renew the said Marks or Stamps, or any of them, it shall be lawful for all Persons who shall at that Time have in their Custody or Possession, any Vellum, Parchment, or Paper, marked with the Mark or Stamp which shall have been so altered or renewed, upon which none of the Matters or Things hereby charged shall have

been

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been engrossed or written at any Time within the Space of Sixty Days after such Intention of renewing or altering, shall be published, by Proclamation as aforesaid, to bring or send such Vellum, Parchment, or Paper unto the said Commissioners, to the Head Office in the City of Dublin, or to such other Officers appointed as aforesaid; and the said Commissioners and Officers respectively are hereby required to deliver or cause to be delivered unto the several Persons who shall so bring and deliver any Quantity of Vellum, Parchment, or Paper, the like Quantity of Vellum, Parchment, or Paper, and as good in Quality, stamped with such New Stamps or Marks, without demanding or taking, directly or indirectly, for the same, any Sum of Money or other Consideration whatsoever, under the Penalty of forfeiting for every Offence One Hundred Pounds, to be sued for, recovered and divided in such Manner as the other Penalties in this Act are directed to be sued for, recovered, and divided; and in Case any Person shall neglect or refuse within the Time aforesaid, to bring or cause to be brought and delivered unto the said Commissioners and Officers aforesaid, any such Vellum, Parchment, or Paper, the same is hereby declared to be of no other Effect or Use than if it had never been stamped; and that all Matters or Things which shall after that Time be engrossed or written thereon, shall be of no other

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Effect than if they had been engroſſed or written on Vellum, Parchment, or Paper not marked or ſtamped at all; and all Perſons who ſhall engroſs or write any of the Matters or Things hereby charged on ſuch Vellum, Parchment, or Paper after the ſaid Time, ſhall forfeit and ſuffer as herein before is enacted for Perſons writing or engroſſing on Vellum, Parchment, or Paper not marked or ſtamped.

Provided allways, and be it further Enacted by the Authority aforeſaid, That as often as His Majeſty, His Heirs or Succeſſors, or the Lord Lieutenant or other Chief Governor or Governors of this Kingdom for the Time being, ſhall think fit to alter the ſaid Stamps, or any of them, the Proclamation which is hereby intended to be made for the giving all Perſons due Notice thereof, ſhall, within Twenty Days after the Date thereof be ſent to the Mayor, Chief Magiſtrate, or other Head Officer of every City, Corporation, Borough and Market-Town throughout the Kingdom of Ireland; which Officers reſpectively ſhall cauſe the ſame to be publiſhed to the Inhabitants of ſuch City, Corporation, Borough, or Town, either on the next Market-Day, or next Sunday in the Church immediately after the Time of Divine Service, upon Pain of forfeiting the Sum of Fifty Pounds; to be ſued for by Action of Debt, Bill, Plaint, or Information in any of His Majeſty's Courts

Courts of Record at Dublin, wherein no Essoign, Protection, Wager of Law, Privilege, or more than one Imparlante shall be granted or allowed; the One Moiety of which Forfeiture to be to His Majesty, His Heirs and Successors, the other Moiety to such Person who shall sue for the same. CHAP. IX.

And for the better Distribution of the said Vellum, Parchment, and Paper, and that the Subjects may have the same with more Convenience, and at an easy Rate, be it further Enacted by the Authority aforesaid, That the Lord Lieutenant, or other Chief Governor or Governors of this Kingdom for the Time being, shall once in every Year at least, set the Prices of all Sorts of stamped Vellum, Parchment, or Paper, at which the same shall be sold; and that the said Commissioners for managing the said Duties upon Vellum, Parchment, and Paper, shall stamp the said Price so set upon every Skin or Piece of Vellum or Parchment, or Sheet or Piece of Paper so by them to be sold; and that the said Commissioners shall likewise allow and pay to every Person that shall bring Vellum, Parchment, or Paper, to the said Head Office to be stamped in pursuance of this Act (the Duties whereof hereby imposed shall amount to the Sum of Ten Pounds or upwards) after the Rate of Six Pounds in the Hundred Pounds per

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Annum for Six Months, upon present Payment of the said Duty upon the said Vellum, Parchment, or Paper so by them brought; and that any Person or Persons who shall buy of the said Commissioners, or their Agents, Vellum, or Parchment, or Paper, at the Head Office for stamping the same, the Duty whereof shall amount to the like Sum of Ten Pounds or upwards, shall have the same Allowance for present Payment.

Provided allways, That all Vellum, Parchment, and Paper, which shall have been stamped or marked, and shall have paid the Duties granted by Virtue of the said recited Act, shall and may be used for the Purposes thereby intended, without any Additional Stamp, Mark, or Duty, any Thing in this Act to the contrary notwithstanding.

And for the better collecting and securing the Duties hereby charged on Pamphlets, be it further Enacted by the Authority aforesaid, That One printed Copy of every such Pamphlet, which from and after the said Twenty-fifth Day of December shall be printed or published within the City of Dublin, shall, within the Space of Six Days after the printing thereof, be brought to the said Head Office for marking or stamping of Vellum, Parchment, and Paper, and the Title thereof, with the Number of Sheets contained therein,

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therein, and the Duty hereby charged thereon, shall be registered in, or entered in a Book to be there kept for that Purpose, which Duty shall be thereupon paid to the proper Officer or Officers appointed to receive the same, or his or their Deputy or Clerk, who shall thereupon forthwith give a Receipt for the same on such printed Copy, to denote the Payment of the Duty hereby charged on such Pamphlet; and that One printed Copy of every such Pamphlet that shall be printed or published in any Place, not being within the City of Dublin last before mentioned, shall, within the Space of fourteen Days after the printing thereof, be brought to some Head Collector of the said Stamp Duties, who is hereby required forthwith to enter the Title thereof, with the Number of Sheets contained therein, and the Duty hereby charged thereon, in a Book to be by him kept for that Purpose, which Duty shall be thereupon paid to such Collector, who shall thereupon give a Receipt for the same on such printed Copy.

And be it further Enacted by the Authority aforesaid, That if any such Pamphlet shall be printed or published, and the Duty hereby charged thereon, shall not be duly paid, and the Title and Number of Sheets thereof shall not be registered, and a Receipt for such Duty given on One Copy thereof, within the respective Times

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herein before for those several Purposes limited, then the Printer and Publisher, and all other Persons concerned in or about the printing or publishing of such Pamphlet, shall, for every such Offence, forfeit the Sum of Twenty Pounds.

And be it further Enacted by the Authority aforesaid, That no Printer or any other Person or Persons whatsoever, shall publish any News-Paper, Intelligence, or Occurrences; or any Paper serving the Purpose of a News-Paper, Intelligence, or Occurrences, before he or they shall have entered into Security for the Payment of the Duty on Advertisements which shall be printed therein or thereupon, upon Pain that every Person so offending herein, shall, for every such Offence, forfeit the Sum of Twenty Pounds.

And be it further Enacted by the Authority aforesaid, That no Person whatsoever shall sell, or expose to Sale, any such Pamphlet, or any News-Paper, without the true respective Name or Names, and Place or Places of Abode of some known Person or Persons by or for whom the same was really and truly printed or published, written or printed thereon, upon Pain that every Person offending herein, shall for every such Offence, forfeit the Sum of Twenty Pounds.

And

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And be it further Enacted by the Authority aforesaid, That no Officer appointed for distributing Stamped Vellum, Parchment, or Paper in this Kingdom, shall sell or deliver any Stamped Paper for printing any publick News, Intelligence, or Occurrences to any person, unless such person shall give Security to the said Officer for the payment of the Duties for the Advertisements which shall be printed therein or thereupon.

And in regard of the Uncertainty how many Copies of the said printed News papers may be sold, and to the Intent that the Duties hereby granted thereupon may not be lessened by printing a less Number than may be sold, out of Fear of Loss thereby in printing more such Copies than may happen to be sold, it is hereby provided, and be it further Enacted by the Authority aforesaid, That the Commissioners for managing the said Stamp Duties, or the Major part of them, or the Head Officer appointed for the Time being in that Behalf, shall and may cancel or cause to be cancelled all the Stamps upon the Copies of any Impression of such News Paper which shall really and truly remain unsold in the Hands of the person or persons by, or for whom the same shall be printed or published; and upon Oath or Oaths (or

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if by a Quaker, upon a solemn Affirmation) made before the said Commissioners, or any one of them, or such Head Officer, to the Satisfaction of such Commissioners or Head Officer, that all such Copies containing the Stamps so tendered to be cancelled, are really and truly remaining unsold in the Hands of the Person or Persons by or for whom the same were printed or published, and that none of the said Copies have been fraudulently returned or rebought after the same shall have been sold or disposed of, or any Profit or Advantage made thereof; which Oath or Affirmation the said Commissioners or any One of them, and the said Head Officers respectively are hereby authorized to administer, and to examine upon Oath or Affirmation into all Circumstances relating to the selling or disposing of such printed Copies, shall and may deliver, or cause to be delivered, the like Number of other Sheets, Half-Sheets or less Pieces of Paper, properly stampt with the same respective Stamps, upon Payment made for such Paper; but no Duty shall be taken for the Stamps thereon.

And be it further Enacted by the Authority aforesaid, That from and after the Twenty-fifth Day of December, One thousand seven hundred and seventy-five, it shall be lawful for all Persons who shall at any Time have in their Custody or

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or Poſſeſſion, any ſtamped Vellum, Parchment or Paper Written or engroſſed, which ſhall be inadvertently and undeſignedly ſpoiled, obliterated, or by any other Means rendered unfit for the Purpoſe intended, before the ſame is executed by any Party or Parties, and which in either Caſe ſhall not have been uſed for any other Purpoſe, or in any other Manner whatſoever, nor any Money or other Conſideration paid or given to the Attorney, Solicitor, or other Perſon, employed to tranſact the Buſineſs intended to have been carried into Execution by ſuch Writing or Engroſſment, or to the Writer or Engroſſer thereof, for the Duty or Duties marked, ſtamped, or impreſſed thereon, to bring or ſend ſuch ſtamped Vellum, Parchment, or Paper, unto the ſaid Commiſſioners of the Stamp Duties, at their Head Office in Dublin; and upon Oath (or if by a Quaker, upon ſolemn Affirmation) made to the Satisfaction of the ſaid Commiſſioners, which Oath or Affirmation the ſaid Commiſſioners are, or any One of them is, hereby authorized to adminiſter, that ſuch ſtamped Vellum, Parchment, or Paper, ſo written or engroſſed upon or ſpoiled, obliterated, or by any other Means rendered unfit for the Purpoſe intended, hath not been executed by any Party or Parties, or uſed for any other Purpoſe, or in any other Manner whatſoever, and that no Money or other

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Consideration hath been paid or given for the Duty or Duties marked, stamped, or impressed thereupon, (save and except the Money first paid for such Duty or Duties to the said Commissioners, or the Receiver-General of the Stamp Duties, or other proper Officer appointed to collect and receive the same) the said Commissioners are hereby required to stamp and mark, or cause to be stamped and marked, for the several Persons who shall so bring and deliver any Quantity of stamped Vellum, Parchment, or Paper, so written or engrossed, upon spoiled, obliterated, or by any other Means rendered unfit for Use or Service, the like Quantity of Vellum, Parchment, or Paper, with the several and respective Duties, stamped, marked, or impressed, on the Vellum, Parchment, or Paper, so written or engrossed upon, spoiled, obliterated, or by any other Means rendered unfit for Use or Service, without demanding or taking, directly or indirectly for the same, any Sum of Money or other Consideration whatsoever; and the said Commissioners for managing the Stamp Duties for the Time being, are hereby impowered, from Time to Time, to make such Rules and Orders for regulating the Methods, and limiting the Times for such cancelling and Allowance as aforesaid, with respect to such News Papers and other Matters as they shall, upon Experience and Consideration of the several

several Circumstances, find necessary or convenient for the effectual securing the Duties thereon, and doing Justice to the Persons concerned therein.

Provided allways, and be it further Enacted by the Authority aforesaid, That the said Commissioners and other Officers for managing the Stamp Duties, shall and may deliver to any Person by or for whom any Almanack or Almanacks shall be printed, Paper marked or stamped, according to the true Intent and Meaning hereof, for the printing such Almanack or Almanacks, upon his or her giving sufficient Security to pay the Amount of the Duties hereby charged thereon, within the Space of Three Months after such Delivery; and that the said Commissioners and Officers upon bringing to them any Number of the Copies of such Almanacks, within the Space of Three Months from the said Delivery and Request, to him or them in that Behalf made, shall cancel all the Stamps upon such Copies, and abate to such Person so much of the Money due upon such Security as such cancelled Stamps shall amount to.

Provided allways, That where any Almanack shall contain more than One Sheet of Paper, it shall be sufficient to stamp only One of the Sheets or Pieces of Paper upon which such Almanack shall

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be printed, and to pay the Duty accordingly.

And be it further Enacted by the Authority aforesaid, That from and after the said Twenty-fifth Day of December, One thousand seven hundred and seventy-five, in Case any Person or Persons shall sell, hawk, carry about, utter, or expose to Sale any Almanack or Calendar, or any News-Paper, or any Book, Pamphlet, or Paper, deemed, or construed to be, or serving the Purpose of an Almanack or News-Paper, within the Intention and Meaning of this Act, not being stamped or marked as by this Act is directed, every such Person shall for every such Offence forfeit the Sum of Forty Shillings, to be recovered in a summary Way before any Justice of the Peace, who is hereby authorized to hear and determine the same, and upon due Proof, and Default of Payment of the said Penalty, to commit the Offender to Prison for any Time not exceeding One Month, without Bail or Mainprize, which said Penalty shall be to the sole Use and Benefit of the Person or Persons who shall without Fraud or Covin first sue for the same.

And be it further Enacted by the Authority aforesaid, That from and after the Twenty-fifth Day of December, One thousand seven hundred and seventy-five.

all

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all and every Perſon and Perſons who ſhall print or publiſh, or cauſe to be printed or publiſhed any Advertiſement or Advertiſements in any Pamphlet, News-Paper, or other Literary Performance, ſhall, within the Space of Forty Days after the printing or Publication of ſuch Advertiſement or Advertiſements, pay or cauſe to be paid, the Duty or Duties thereon hereby charged, to the reſpective Perſons appointed to receive the ſame, or to their reſpective Deputies or Clerks, the Duties for all ſuch Advertiſements as ſhall be ſo printed or publiſhed within the City of Dublin, and to the next adjacent Head Officer for the Time being, appointed for the Collection of the ſaid Stamp Duties, the ſaid Duties hereby charged for and upon all ſuch Advertiſements as aforeſaid, which ſhall be printed or publiſhed in any Place out of the Limits of the ſaid City; and the Commiſſioners and Officers laſt mentioned, or ſuch of them to whom it ſhall appertain, are hereby required, upon Payment of the Duties hereby charged on ſuch Advertiſements, to give a Receipt or Receipts for the Duty or Duties hereby charged thereupon, and in Default of ſuch Payment within the Time herein before for that Purpoſe limited, the Printer or Publiſher of every ſuch Advertiſement ſhall be liable to pay treble the Duties before by this Act chargeable there-

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upon, to be recovered with full Costs of Suit.

And be it further Enacted by the Authority aforesaid, That if any Person or Persons Whatsoever shall, at any Time or Times hereafter, counterfeit or forge any Type, Mark, or Stamp, to resemble any Type, Mark, or Stamp provided and used by Virtue of the said recited Act, or which shall be provided, made, or used, in pursuance of this Act, or shall counterfeit or resemble the Impression of the same, upon any Vellum, Parchment, or Paper, or other Matter directed to be stamped, thereby to defraud His Majesty, His Heirs and Successors, of any of the Duties hereby granted, or shall utter, vend, or sell any Vellum, Parchment, or Paper with such Counterfeit Mark, or Impression thereupon, knowing such Mark or Impression to be counterfeited, then every such Person so offending, and being thereof convicted in due Form of Law, shall be judged a Felon, and shall suffer Death as in Cases of Felony, without the Benefit of Clergy.

And be it further Enacted by the Authority aforesaid, That it shall and may be lawful to and for His Majesty, and to and for the Lord Lieutenant, or other Chief Governor or Governors of this Kingdom for the Time being, out of the Duties

ties arising by this Act, to cause such Sum and Sums of Money to be expended and paid from Time to Time for Salaries and other incident Charges as shall be necessary in and for the receiving, collecting, levying, or managing of the same Duties, any Thing in this Act contained to the contrary notwithstanding. CHAP. IX.

And be it further Enacted by the Authority aforesaid, That all and every the Officer and Officers who shall be concerned in the levying, collecting, and receiving the Duties arising by this Act, shall keep separate and distinct Accounts thereof, and that the several persons employed to collect and levy the said Duties in the City or County of Dublin, shall pay the same in Specie into His Majesty's Treasury on the First Monday in every Month, unless it be a Holiday, and then the next Day after which shall not be a Holiday; and the several persons employed to levy and collect the said Duties in other Parts of this Kingdom, shall pay the same in like Manner to the several Collectors of the Inland Excise of the respective Districts in which the same shall be received and collected, which said Collectors are hereby authorized and required to receive and give Receipts for the same without Fee or Reward, and to keep distinct Accounts thereof; and every Stamp-Officer shall in Six Days after his making

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any Payment into His Majesty's Treasury, or to any of the said Collectors, give Notice of the Amount of such Payments to the Commissioners of Stamps; and if the said Officers, or any of them, shall neglect or refuse to pay the same, at the Time or in Manner aforesaid, or shall detain all or any Part of the Monies by them collected and received, then, for such Offence, he or they shall be dismissed from his or their Employment, and be rendered incapable to serve His Majesty, His Heirs and Successors and be charged with Interest for the Monies so detained in their Hands, after the Rate of Twelve Pounds per Centum per Annum.

Provided nevertheless, That it shall and may be lawful for the Receiver-General of the said Duties, to retain in his Hands such Sum, not exceeding One Month's Produce of the said Duties as he shall so receive, to answer the necessary Demands of the said Office.

And be it further Enacted by the Authority aforesaid, That there shall be provided and kept in His Majesty's Treasury, One Book, in which all Monies that shall be paid into the Treasury by Virtue of this Act, shall be entered and registered apart and distinct from all other Monies paid or payable to His Majesty upon any Account whatsoever.

And

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And be it further enacted by the Authority aforesaid, That none of the Duties granted by this Act, shall be received or collected by, or paid to the said Commissioners of Stamps, and that the several persons who shall be respectively employed in receiving, collecting, or paying the several Duties by this Act granted, shall and are hereby required once in every Year, during the Continuance of this Act, to exhibit their respective Accounts thereof to the Commissioners for taking Imprest Accounts for the Time being, who shall and are hereby from Time to Time respectively authorized and required to examine upon Oath the said persons Accountants, who shall be employed in raising, receiving, or collecting the said Duties, what Sum or Sums of Money was or were by them, or any of them, respectively raised, collected, or received within the Time of such their Accounts, and likewise what part thereof was by them, or any of them, paid into the Receipt of His Majesty's Treasury, or to the Collectors of the Inland Excise as aforesaid, and in making the said Accounts to and before the said Commissioners, they are to produce proper Vouchers for any Sum or Sums of Money so by them raised, received, and paid; and the said Commissioners of Imprest Accounts are hereby authorized and required

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finally to adjust and settle the said Accounts, and to give Discharges to the said several Accountants.

And be it further Enacted by the Authority aforesaid, That when the Accounts of the Money received for the several Duties shall have been so audited, the same shall be signed by the said Commissioners of Accounts, and shall be at all Times to the said Officers therein concerned, a full and sufficient Warrant and Discharge to all Intents and Purposes.

And be it further Enacted by the Authority aforesaid, That all Penalties incurred by this Act, unless otherwise directed by this Act, may be recovered by any Person who shall sue for the same by Action of Debt, Bill, Plaint, or Information in any of his Majesty's Courts of Record at Dublin, in which no Essoign, Protection, Privilege, or Wager of Law, or more than one Imparlance shall be allowed.

And be it further Enacted by the Authority aforesaid, That neither the Six Pence per Pound, nor any other Fee, shall be payable to, or deducted or received by the Vice-Treasurer or Vice-Treasurers, Receiver, or Paymaster-General, Clerk of the Pells, or any other Officer or Officers of

of this Kingdom, for their own Use, for or on Account of the iſſuing or Payment of any Sum or Sums of Money ariſing by, or which ſhall be received for or on Account of the Aids hereby granted to His Majeſty, or of any Payment to be made in Purſuance of this Act, but that the ſame ſhall be received, and duly accounted for to His Majeſty, His Heirs and Succeſſors.

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AN

ACT

FOR

Explaining an Act, *intituled*, An Act for granting to His Majesty an Additional Duty on the several Commodities, Goods, and Merchandizes therein mentioned, and for prohibiting the Importation of all Gold and Silver Lace, and of all Cambricks and Lawns, except of the Manufacture of *Great Britain*.

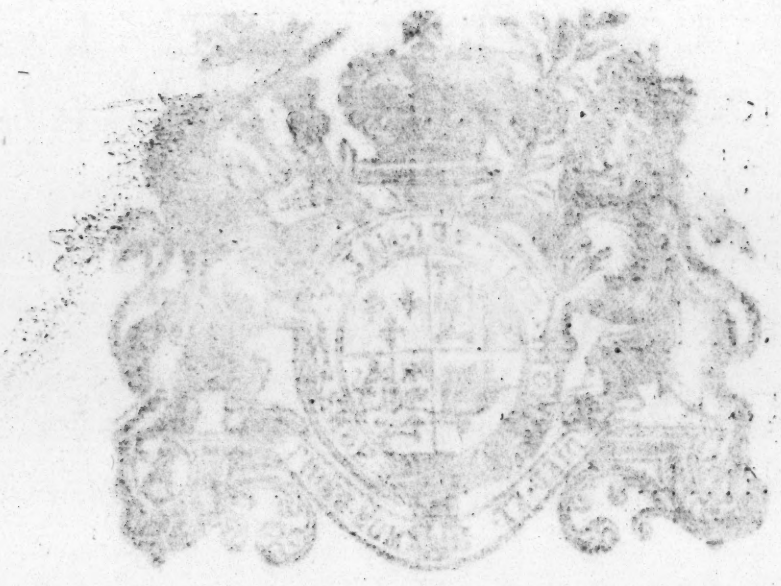
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AN

ACT

FOR



DUBLIN:

Anno Regni decimo Quinto & Sexto

GEORGII Tertii Regis.

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An Act for explaining an Act, *intituled*, An Act for granting to His Majesty an Additional Duty on the several Commodities, Goods, and Merchandizes therein mentioned, and for prohibiting the Importation of all Gold and Silver Lace, and of all Cambricks and Lawns, except of the Manufacture of *Great Britain*.

WHEREAS Doubts have arisen, whether the Preamble of the Act, intituled, An Act for granting to His Majesty an Additional Duty on the several Commodities, Goods and Merchandizes therein mentioned, and for prohibiting the Importation of all Gold and Silver Lace, and of all Cambricks and Lawns, except of

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the Manufacture of *Great Britain*, was intended to render ineffectual the Addresses of both Houses of Parliament in the present Session, relative to the sending Four Thousand Men out of this Kingdom, Be it Declared by the King's Most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons in this present Parliament assembled, and by the Authority of the same, That nothing in the said Preamble contained, shall be construed to render ineffectual the said Addresses, so far as they relate to the Four Thousand Men to be sent out of this Kingdom.

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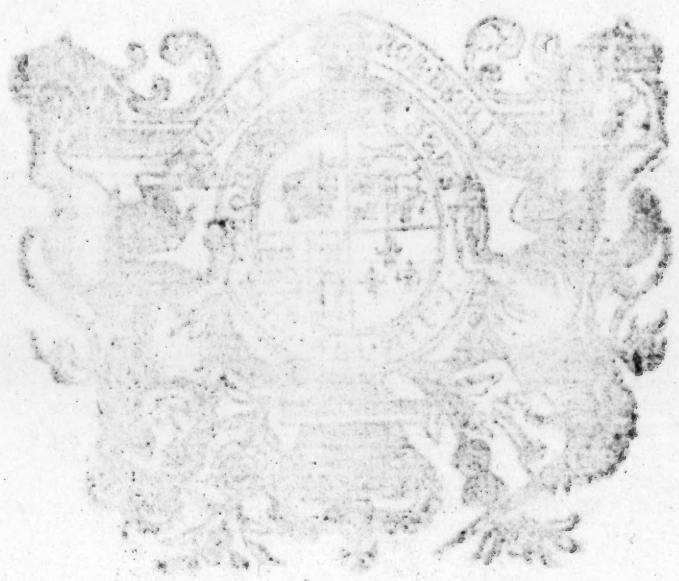
TO

Explain and amend an Act made in the Eleventh Year of the Reign of His preſent Majeſty, *intituled*, An Act to enable the Speaker of the Houſe of Commons to iſſue his Warrants to make out new Writs for the Choice of Members to ſerve in Parliament, in the Room of ſuch Members as ſhall die during the Receſs of Parliament; and for enabling the Speaker of the Houſe of Commons to make out new Writs for the Choice of Members to ſerve in Parliament, in the Room of ſuch Members as ſhall, during the Receſs of Parliament, become Peers of *Ireland*, and be ſummoned to Parliament.

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D U B L I N:



Anno Regni Decimo Quinto & Sexto

GEORGII Tertii Regis.

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An Act to explain and amend an Act made in the Eleventh Year of the Reign of His preſent Majeſty, *intituled*, An Act to enable the Speaker of the Houſe of Commons to iſſue his Warrants to make out new Writs for the Choice of Members to ſerve in Parliament, in the Room of ſuch Members as ſhall die during the Receſs of Parliament; and for enabling the Speaker of the Houſe of Commons to make out new Writs for the Choice of Members to ſerve in Parliament, in the Room of ſuch Members as ſhall, during the Receſs of Parliament, become Peers of *Ireland*, and be ſummoned to Parliament.

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WHEREAS by an Act paſſed in the Eleventh Year of the Reign of His preſent Majeſty, intituled, An Act to enable the Speaker of the Houſe of Commons to iſſue his Warrants to make out

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new Writs for the Choice of Members to ſerve in Parliament in the Room of ſuch Members as ſhall die during the Receſs of Parliament; the Speaker of the Houſe of Commons is required to iſſue his Warrant to the Clerk of the Crown, to make out new Writs in the Room of Members who die during a Receſs of Parliament for more than Twenty Days, whether by Prorogation or Adjournment, the Deaths of ſuch Members having been certified in Writing to him, under the Hands of Two Members of the Houſe of Commons, and Fourteen Days Notice being firſt given by the Speaker of the Houſe of Commons thereof, and of his Intentions to iſſue ſuch Warrants, by inſerting ſuch Notice in the Dublin Gazette: And whereas Inconveniencies might ariſe, if ſuch Notice ſhould be inſerted in the Dublin Gazette, and ſuch Warrant ſhould be iſſued by the Speaker of the Houſe of Commons, in the Caſe of the Death of a Member, which ſhall not be certified to the Speaker of the Houſe of Commons, ſo long before the actual Meeting of the Houſe of Commons for the Diſpatch of Buſineſs, as that the ſaid Notice may be inſerted, and the Fourteen Days expired before the ſaid Meeting of the Houſe of Commons, or in the Caſe of the Death of a Member, againſt whoſe Election or Return a Petition had been preſented to the Houſe of Commons, and was depending at the Time of

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of such Prorogation or Adjournment; for preventing the same, Be it Enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons in this present Parliament assembled, and by the Authority of the same, That nothing in the said Act contained, extends, or shall be construed to extend to require the Speaker of the House of Commons to insert Notice in the Dublin Gazette, or issue his Warrant to make out a new Writ in the Room of any Member deceased, whose Death shall not be duly certified to the Speaker of the House of Commons, so long before the actual Meeting of the House of Commons for the Dispatch of Business, as that the Speaker of the House of Commons may be able to insert Notice thereof, and of his Intention to issue such Warrant Fourteen Days at the least before such Meeting of the House of Commons, and for the Election of a Member to serve in Parliament for any County, City, Borough, or place, in the Room of any Member deceased, against whose Election or Return for such County, City, Borough, or place, a Petition had been presented to the House of Commons, and was actually depending at the Time of such Prorogation or Adjournment.

And

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And whereas it would tend ſtill further to promote the Purpoſes of the ſaid Act, and to prevent thoſe Inconveniencies and Diſorders which may be occaſioned for Want of more ſpeedy Elections of Members of the Houſe of Commons, if the Proviſions of the ſaid Act were extended to the Caſes of Members who ſhall become Peers of Ireland; Be it Enacted by the Authority aforeſaid, That from and after the End of this preſent Seſſion of Parliament, it ſhall and may be lawful for the Speaker of the Houſe of Commons for the Time being, during the Receſs of Parliament for more than Twenty Days, whether by Prorogation or Adjournment, and he is hereby required to iſſue his Warrants to the Clerk of the Crown, to make out new Writs for electing Members of the Houſe of Commons, in the Room of ſuch Members as ſhall during ſuch Receſs, become Peers of Ireland, as ſoon as he ſhall receive Notice by a Certificate under the Hands of Two Members of the Houſe of Commons, that a Writ of Summons hath been iſſued under the Great Seal of Ireland, to ſummon the ſaid Members to Parliament.

Provided, That after the Receipt of ſuch Certificate, the like Notice in the Dublin Gazette ſhall be given by the Speaker, as is

is required in the Case of Members deceased; and such Notice and Warrant shall be subject and liable to the same Exceptions and Regulations as are required by the said Act, and by this present Act, in the Case of Notices to be given, and Warrants to be issued in the Room of Members dying during a Recess.

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CHAP. XII.

AN

ACT

FOR

Altering and amending an Act paſſed in the Twenty-fifth Year of the Reign of His late Majeſty King *George* the Second, *intituled*, An Act for making and repairing the Road leading from the Town of *Athy* in the County of *Kildare*, through Part of the *Queen's County*, and through the Town of *Caſtlecomer* in the County of *Kilkenny*, to the Town of *Old Leighlin* in the County of *Carlow*, and from thence to and through the Town of *Leighlinbridge* in the ſaid County of *Carlow*.

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AN

ACT

FOR

Anno Regni decimo Quinto & Sexto

GEORGII Tertii Regis.

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An Act for altering and amending an Act paſſed in the Twenty-fifth Year of the Reign of His late Majeſty King *George* the Second, *intituled*, An Act for making and repairing the Road leading from the Town of *Athy* in the County of *Kildare*, through Part of the *Queen's County*, and through the Town of *Caſtlecomer* in the County of *Kilkenny*, to the Town of *Old Leighlin* in the County of *Carlow*, and from thence to and through the Town of *Leighlinbridge* in the ſaid County of *Carlow*.

WHEREAS by an Act made and paſſed in the Twenty-fifth Year of His late Majeſty King George the Second, intituled, An Act for making and repairing the Road leading from the Town of *Athy* in the County of *Kildare*, through Part of the *Queen's County*, and through the Town

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of *Castlecomer* in the County of *Kilkenny* to the Town of *Old Leighlin* in the County of *Carlow*, and from thence to and through the Town of *Leighlinbridge* in the said County of *Carlow*, several Tolls and Duties are charged on Horses, Mares, Geldings, Cattle, Coaches, Berlins, Chariots, Calashes, Chairs, Waggons, Wains, Carts, Cars, or other Carriages passing or repassing through the said Roads; and amongst other Duties or Tolls, a Duty or Toll of One Penny for every Car or other Carriage drawn but by One Horse, Mare, or Gelding, excepting Carts and Horses loaden with Turf: And whereas the said Tolls and Duties are insufficient to keep the said Roads in Repair, and pay the Interest of the several Sums raised on the Credit of the said Act, therefore it will be necessary to encrease part of the said Tolls and Duties; therefore be it Enacted by the King's Most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons in this present Parliament assembled, and by the Authority of the same, That in Lieu of the said Toll or Duty of One Penny on Cars and Carriages drawn but by One Horse, Mare, or Gelding, excepting Carts and Horses loaded with Turf, the Sum of Two Pence be paid for every Car or Carriage as aforesaid, drawn but by One Horse, Mare, or Gelding, passing or repassing on said Road, excepting Cars and Horses loaded with Turf, to the Per-

son

ſon or Perſons named in the ſaid recited Act, or the Survivors of them, or to any Five or more of them, or to ſuch Perſon or Perſons as they, or the Survivor of them, or any Five or more of them, ſhall authorize or appoint, to and for the Uſes and Purpoſes in the ſaid recited Act ſet forth, the ſaid Toll or Duty to be paid and recoverable in ſuch Manner and Form, as the other Tolls and Duties are paid and recoverable in and by the ſaid Act.

And be it further Enacted by the Authority aforeſaid, That all and every the Tolls and Duties mentioned in the ſaid Act, and all and every the Clauſes and Matters contained therein, not altered or amended by this Act, ſhall be in full Force, it not being intended by this Act to alter or amend the ſame, but in the Particular aforeſaid.

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AN

ACT

FOR

Altering, amending, and making more effectual an Act, *intituled*, An Act for repairing the Road leading from the Green of *Kilcullen* in the County of *Kildare*, to the Town of *Athy* in the ſame County, and from thence through the Town of *Stradbally* to the Town of *Timoho* in the *Queen*'s County.



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Anno Regni Decimo Quinto & ſexto

GEORGII Tertii Regis.

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An Act for altering, amending, and making more effectual an Act, *intituled*, An Act for repairing the Road leading to the Green of *Kilcullen* in the County of *Kildare*, to the Town of *Athy* in the ſame County, and from thence through the Town of *Stradbally* to the Town of *Timoho* in the *Queen*'s County.

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WHEREAS an Act of Parliament was made and paſſed in the Ninth Year of the Reign of His late Majeſty George the Second, intituled, An Act for repairing the Road leading from the Green of *Kilcullen* in the County of *Kildare*, to the Town of *Athy* in the ſame County, and from thence through the Town of *Stradbally* to the Town of *Timoho* in the *Queen*'s County: And Whereas it is found by Experience, that the Tolls and Duties granted and

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made payable by the said Act, have not been sufficient to pay the Interest of the Debts contracted for making the said Roads, and also to keep the same in sufficient Order and Repair; and that notwithstanding the Expence already made thereupon, the said Road is now in a ruinous Condition; and the Tolls and Duties granted by the said Act were to take Place and continue from the Tenth Day of April, One thousand seven hundred and thirty-seven, for forty-one Years, and no longer; and it is found expedient to make the several Provisions herein after mentioned, for the more effectually amending and repairing the said Road, and keeping the same in good Order and Repair, and for securing the Debts now due, or which shall hereafter become due on Account of the said Roads, for the honest and fair Creditors; be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal and Commons in this present Parliament assembled, and by the Authority of the same, That for the better surveying, ordering, amending, and keeping in Repair the said Highway or Road, the Right Honourable William **Duke of** Leinster, Richard **Earl of** Cavan, Charles **Earl of** Drogheda, William **Earl of** Besborough, William **Earl of** Shelburne, Joshua **Lord Viscount** Allen, William **Lord** Ashbrooke, **the Right Reverend Doctor** Richard Jackson, **Bishop of** Kildare, **the Right**

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Right Honourable Thomas Connolly, Lord Charles Fitzgerald, Sir Fitzgerald Aylmer, Baronet, Sir Kildare Dixon Borrowes, Baronet, the Reverend Cadogan Keating, Clerk, the Reverend Henry Beatty, Clerk, the Reverend Anthony Weldon, Clerk, the Sovereign of the Town of Athy for the Time being, His Majesty's Justices of the Peace for the Counties through which said Roads run, Arthur Pomeroy, Maurice Keating, John Bourke the Elder, John Bourke the Younger, the Honourable Edward Stratford, and John Stratford, William Burgh, Thomas Burgh, Esquires, the Right Honourable Earl of Wandesford, the Reverend Henry Tilson, the Reverend Arthur Conolly, Clerk, the Reverend John Hunt, Clerk, Henry Boyle Carter, Roger Palmer, Richard Levinge, Peter Bere, Ponsonby Moore, John Digby, Simon Digby, William Burton, Major Edward Harman, Thomas Allen Esquires, James Varielles, Charles Dowling Medlicott, Thomas Fitzgerald, William Harrington, George Daker, George Chapman, Joseph Chapman, Gentlemen, Joseph Higginson, Esquire, Thomas Ryves, John Annesley, Stewart Weldon, Robert Fish, Benjamin Fish, James Carroll, Robert Power, Francis Yates, Francis Brown, Esquires, Daniel Brown, Alexander Bradford, Hunt Chambre, Joshua Johnston, William Percival, George Warren, Richard Beard, Walter Fitzgerald, William Pillsworth, Thomas Pillsworth, Gentlemen, Major General Walsh, Captain Philip Cosby, John Barrington, Robert Green, Esquires, Christopher

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Baggot, James Hoyſted, Thomas Fitzgerald the Younger, Benjamin Bennett, William Richardſon, Richard Wolfe, Michael Archbold, Gentlemen, John Smith, John Higginbotham, Weſtenra, Michael Keating, William Bunbury, Eſquires, William Naſſau Green, Gentleman, Bowen Southwell, John Hobſon, Godfrey Green, Joſeph Deane, Vere Hunt, Eſquires, Daniel Manſergh, Henry Bowen, Joſeph Purcell, Lewis Moore, Abraham Rider, John Jackſon, Henry Dickſon, Michael Lewis, Thomas Rawſon, Gentlemen, John Bambrick and David Latouche, Eſquires, the Reverend Thomas Carr, D. D. and the Survivors or Survivor of them, ſhall be and are hereby nominated and appointed Truſtees of the ſaid Road, and they, or any Five or more of them, or ſuch Perſon or Perſons as they ſhall authorize and appoint, ſhall and may after the Firſt Day of April, One thouſand ſeven hundred and ſeventy-ſix, erect, or cauſe to be erected, one or more Gate or Gates, Turnpike or Turnpikes in, upon, or acroſs any Part or Parts of ſaid Highway or Road, and alſo a Toll-houſe or Toll-houſes, and there ſhall receive and take the Tolls and Duties following, before any Horſe, Mare, Gelding, Cattle, Coach, Berlin, Chariot, Calaſh, Chaiſe, Chair, Cariole, Wain, Cart, Car, or other Carriage ſhall be permitted to paſs through the ſame, to wit; For every Coach, Berlin, Chariot, Calaſh, Chaiſe, or Chair drawn by Six Horſes, Geldings, Mares, or Mules, Two Shillings;

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Shillings; and for every Coach, Berlin, Chariot, Calash, Chaise, or Chair drawn by Four Geldings, Mares, or Mules, One Shilling and Six Pence; and for every Coach, Berlin, Chariot, Calash, Chaise or Chair drawn by Two Horses, Mares, Geldings, Asses, or Mules, One Shilling; for every Waggon, Wain, Cart or Carriage with Four Wheels, Five Shillings; for every Waggon, Wain, Cart or Carriage with Two Wheels, drawn by Three or more Horses, Geldings, Mares, Mules, Asses, or Beasts of Draft, Three Shillings; for every Waggon, Wain, Cart, or Carriage of Two Wheels, drawn by Two Horses, Geldings, Mares, Mules, Asses, or Beasts of Draft, Six Pence; for every Carriage, commonly called a Chair, or Chaise, or Cariole, drawn by one Horse, Gelding, Mare, or Mule, Six Pence; for every Cart, Car, or other Carriage having but One Horse, Mare, Gelding, Mule, Ass, or Beast of Draft, Two Pence, except Carts and other Carriages laden with Turf only, and drawn by One Horse, Gelding, Mare, Mule, Ass, or Beast of Draft, which are hereby excepted from any of said Tolls; for every Horse, Mare, Gelding, Mule, or Ass, with any Person riding thereon, Two Pence; for every Horse, Mare, Gelding, Mule, or Ass, laden or unladen, and not drawing, or having any Person riding thereon, Three Half-Pence; for every Drove or Score

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of Oxen, Colts, or neat Cattle, Two Shillings and Six pence, and so in Proportion for any greater or lesser Number; for every Drove of Calves, Hogs, Sheep, Goats, or Lambs, One Shilling and Three Pence by the Score, and so in Proportion for any greater or lesser Number; and for every Carriage whereon shall be carried or borne any Mill-stone, Two Shillings and Six pence; which said respective Sum and Sums of Money shall be demanded and taken in the Name of, or as a Toll or Duty; and the Money so to be raised as aforesaid, is and shall hereby be vested in the said Trustees; and the same, and every part thereof, shall be paid, applied, disposed of, and assigned to and for the several Uses, Intents and Purposes, and in such Manner as is hereinafter mentioned and directed; and the said Trustees, or any Five or more of them, are hereby impowered by themselves, or any Person or Persons by them, or any Five or more of them, under their Hands and Seals thereunto authorized, to levy the Toll or Duty hereby required to be paid upon any person or persons who shall, after Demand made thereof, neglect or refuse to pay the same, by Distress of any Horse or Horses, or other Cattle, or Goods, upon which such Toll or Duty is by this Act imposed, or upon any of the Goods and Chattels of such person or persons who ought to pay the same, and may detain and keep the

to same

same until such Toll or Duty, with the reasonable Charges of such distraining and keeping shall be paid; and it shall and may be lawful to and for the Person or Persons so distraining, after the Space of Five Days after such Distress made and taken, to sell the Goods distrained, returning the Overplus (if any be) upon Demand to the Owner thereof, after such Toll, Duty, and reasonable Charges for distraining and keeping the same, shall be deducted and paid. CHAP. XIII.

And be it further Enacted by the Authority aforesaid, That out of the first Money arising from the Profits of the several Turnpikes to be erected, the said Trustees, or any Five or more of them, shall first pay and discharge the Expence of procuring this Act of Parliament, and of erecting such Turnpike or Turnpikes, and building such Toll-house or Toll-houses; and from and after such Charges and Expences shall be fully satisfied and paid, that then and from thenceforth the Profits arising, and the Toll to be collected at any Turnpike or Turnpikes that now are, or shall hereafter be erected, or set up on the Road leading from the Green of Kilcullen in the County of Kildare, to the Town of Athy in the said County, and from thence to the Town of Timahoe in the Queen's County aforesaid, shall be applied for and towards the Repair of the said Road, beginning such Repairs at the Green of Kil-

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cullen, and continuing the same directly on through the Town of Athy, to the Bounds of the County of Kildare; and after the said Road from the Green of Kilcullen to the Bounds of the County of Kildare shall be compleatly amended and repaired, all Arrears of Interest now due on the several Sums of Money advanced by the respective Creditors of the said Turnpike-Road, upon the Credit of the Tolls established by the said recited Act of the Ninth of George the Second, shall be discharged, that then, and not before, the Profit arising by said Toll, and all such Sum or Sums of Money as shall be borrowed on the Credit of said Toll, shall be applied towards making and keeping in Repair the said Road, from the Bounds of the County of Kildare, to the Town of Timoho in the Queen's County; and after those Purposes are compleated, that from thence forward the Produce of said Tolls shall be distributed and paid impartially and without Preference to each Creditor, towards the Discharge of Interest proportionably to his or her principal Sum advanced or to be advanced on the Credit of said Tolls, such Payments not to exceed the Rate of Six Pounds Sterling by the Hundred yearly.

And be it further Enacted by the Authority aforesaid, That if any Person or Persons whatsoever, owning, renting, or occupying any Land near to any Turnpike

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pike noſb erected, oꝛ hereafter to be erected in Purſuance of this Act, ſhall foꝛ Gain, Reward, oꝛ otherwiſe, permit any Perſon oꝛ Perſons whatſoever to paſs thꝛough any Gate, Paſſage, oꝛ Way with any Coath, Berlin, Chariot, Calaſh, Chaiſe, oꝛ Chair, oꝛ Capꝛiole, Waggon, Wain, Cart, Car, oꝛ other Carriage, oꝛ dꝛiving oꝛ dꝛawing any Hoꝛſe, Aſs, Mule, oꝛ any Soꝛt of Cattle, to avoid the Payment of the Toll hereby appointed to be paid, and ſhall be thereof convicted upon Oath oꝛ Oaths of one oꝛ moꝛe Witneſs oꝛ Witneſſes befoꝛe the ſaid Truſtees, oꝛ any Five oꝛ moꝛe of them, oꝛ beſoꝛe one oꝛ moꝛe Juſtice oꝛ Juſtices of the Peace foꝛ the County wherein ſuch Offence oꝛ Offences ſhall be committed, who are hereby impowered and required to adminiſter ſuch Oath, and to hear and determine upon the ſame in a ſummary Way, ſuch Perſon oꝛ Perſons ſhall foꝛfeit and pay to the Truſtees authoꝛized to put this Act in Execution, the Sum of Ten Shillings, to be levied by Diſtreſs and Sale of the Offender's Goods, by Warrant under the Hand and Seal, oꝛ under the Hands and Seals of the ſaid Truſtees, oꝛ any Five oꝛ moꝛe of them, oꝛ ſuch Juſtice oꝛ Juſtices, rendering the Overplus (if any be) to the Owner, the Charges in taking and diſpoſing of the ſaid Goods being firſt deducted.

And be it further Enacted by the Authoꝛity afoꝛeſaid, That it ſhall and may

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be lawful to and for the said Trustees, or any Five or more of them, to erect one or more Gate or Gates, Turnpike or Turnpikes, on the Side of the Highway or Road across any Way or Lane leading out of the said Road, and Toll-house or Toll-houses, and there to receive and take such Toll as is appointed by this Act to be taken, so as the same do not extend to a double Charge, in case of passing through any other of the Turnpikes now erected, or hereafter to be erected by Virtue of this Act, from the Road leading from the Green of Kilcullen in the County of Kildare, to the Town of Athy in the same County, and from thence to the Town of Timoho in the Queens County aforesaid.

And be it further Enacted by the Authority aforesaid, That the said Trustees, or any Five or more of them, at the First Meeting, or any succeeding Meetings, by Writing under their Hands and Seals, shall and may elect, nominate, and appoint one or more fit Person or Persons to be Receiver or Receivers, Collector or Collectors of such Money, in the Name of such Toll or Duty as shall be due and payable by Virtue of this Act, and also one or more fit Person or Persons to be Surveyor or Surveyors to view the Condition of the said Highway or Road, and to take Care that the same be made, amended, and repaired, and that the Money arising and expended by Virtue of this

this Act, be duly applied, and shall and may from Time to Time remove such Collectors, Receivers, and Surveyors, or any or either of them, as they shall see Occasion, and appoint new ones in Case of Death, or of such Removal; and such Person or Persons as is or are by this Act liable to pay the said Toll or Duty, is and are hereby required to pay the same after the Rates aforesaid, to the said Receiver or Receivers, Collector or Collectors of the said Toll or Duty in that Behalf, from Time to Time appointed as aforesaid for receiving the said Toll or Duty; and such Receiver or Receivers, Collector or Collectors, Surveyor or Surveyors as aforesaid, shall, upon Oath before the said Trustees, or any Five or more of them, or before One or more Justice or Justices of the Peace residing near the Highway or Road aforesaid, which Oath such Trustees, or any Five or more of them, or such Justice or Justices is and are hereby impowered and required to administer, on the first Tuesday in every Month, or oftner, if required, during the Continuance of this Act, give in a true, exact, and perfect Account in Writing under their respective Hands, of all Monies which he and they, and every or any of them, shall to such Time have received, paid, and disburled by Virtue of this Act, by reason of their respective Offices, for which Oath no Fee or Reward shall be taken; and in case any Money so received, shall remain

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in their or any of their Hands, the same shall be paid to the said Trustees, or any Five or more of them, or to such Person or Persons as the said Trustees, or any Five or more of them, shall by Writing or Writings under their Hands and Seals, authorize and Impower to receive the same, which shall be disbursed and laid out in amending the said Highway or Road, and for the other Purposes herein mentioned, according to the true Intent and Meaning of this Act, and not otherwise; and the said Trustees, or any Five or more of them, to whom such Account shall be given, shall and may, out of the Money arising by the said Toll or Duty, make such Allowance to the Receiver or Receivers, Collector or Collectors, and the Surveyor and Surveyors, for and in Consideration of his and their Care and Pains respectively taken in the Execution of his and their Office and Offices, and to such other Person or Persons, who have been or shall be assisting in and about procuring the said Highway or Road to be made, amended, and repaired by advancing or laying out any Money, or otherwise relating thereunto, as to them shall seem good, so as such Allowance or Allowances to such Collector or Collectors do not annually exceed Twenty Pounds, and to such Surveyor or Surveyors any Sum not exceeding Two Shillings per Day, during such Time or Times as he or they shall be respectively employed in the Repair of the said

laid Road, and ſo as ſuch Allowance or Allowances to any other Perſon or Perſons who ſhall be employed by Virtue of this Act, does not exceed the Sum of Fifteen Pounds yearly to each Perſon; and in Caſe the ſaid Receiver or Receivers, Collector or Collectors of the aforeſaid Toll or Duty, Surveyor or Surveyors, or any of them, ſhall not make ſuch Account or Payment unto ſuch Perſon or Perſons, according to the Orders or Directions of the ſaid Truſtees, or any Five or more of them, as aforeſaid, that then the ſaid Juſtices of the Peace, at any ſpecial Seſſion or Meeting of them to be holden for the County in which ſuch Receiver or Receivers, Collector or Collectors, Surveyor or Surveyors have acted or been employed, and made ſuch Default as aforeſaid, ſhall and are hereby required and impowered to make Inquiry, and finally to determine of and concerning ſuch Default, as well by the Confeſſion of the ſaid Parties themſelves, as by the Teſtimony of one or more credible Witneſs or Witneſſes upon Oath, which Oath they are impowered and required to adminiſter without Fee or Reward; and if any Perſon or Perſons ſhall be convicted thereof by ſuch Juſtices, the ſaid Juſtices ſhall, upon ſuch Conviction, commit the Party or Parties to the Common Gaol of the County where ſuch Offence ſhall be committed, there to remain without Bail or Mainprize, until he or they ſhall have made a true and

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perfect Account and payment as aforesaid.

And the better to prevent Frauds, and the avoiding payment of the said Tolls, Duties, or Customs, be it further Enacted by the Authority aforesaid, That it shall and may be lawful to and for the said Trustees, or any Nine or more of them, to make, erect, and fix one or more Gate or Gates, Turnpike or Turnpikes, at or on the several and respective Roads leading to the several Fords or Passages in or through the River Barrow, at and between the Towns and Lands of Milltown and Magenney in the said County of Kildare, and there to levy, collect, and take the several and respective Tolls, Duties, or Customs aforesaid, to be paid and applied to the Uses, and in the Manner aforesaid.

And be it further Enacted by the Authority aforesaid, That it shall and may be lawful to and for the Surveyor and and Surveyors, and such Person or Persons as he or they shall appoint, to dig, raise, gather, take, and carry away any Gravel, Furze, Sand, Stones, or other Materials, out of any Waste or Common of any Parish, Town, Village, or Hamlet in or near which any founderous or ruinous Places of the said Highway or Road do lye; and for want of sufficient Gravel, Furze, Sand, Stones, or other Materials

Materials there, to dig, gather, raise, rake, and carry away the same out of the Waste or Common of any neighbouring Parish, Town, Village, or Hamlet, without paying any Thing for the same; and where there is not sufficient of said Materials in any Common or Waste Grounds near adjoining, it shall and may be lawful for them, by Order of the said Trustees, or any Five or more of them, in Writing, to dig, raise, and gather the same in the several Grounds of any Person or Persons, not being built upon, and not being a Park, Garden, Orchard, Yard, or Meadow, planted Walk or Walks, or Avenue to a House, where any such Materials are or may be found, and from Time to Time to carry away such and so much thereof as the said Surveyor or Surveyors in their respective Places shall adjudge necessary for amending and repairing the said Highway or Road, paying such Rates for such Materials to the Owner or Occupier of the Ground from whence the same shall be digged, raised, gathered, and carried away, as the Trustees, or any Five or more of them, appointed, or to be appointed, to put this Act in Execution, shall adjudge reasonable; and in case any Difference between such Owner or Occupier and the said Trustees touching the Damage aforesaid, shall arise, the Judge of Assize at the next General Assizes and General Gaol Delivery to be holden in such County

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where such Materials shall be digged, raised, or gathered, and from whence the same shall be carried away, may and shall adjudge, assess, and finally determine the same.

And be it further Enacted by the Authority aforesaid, That it shall and may be lawful to and for the Surveyor or Surveyors, and such Person or Persons as he or they shall appoint from Time to Time, to remove and prevent any Annoyance or Annoyances on any Part of the said Highway or Road hereby intended to be made, amended, or repaired, by Filth, Dung, Ashes, Rubbish, Water-courses, Sinks, or Drains running into the said Highway or Road, and to cleanse any Ditch or Water-course adjoining to the said Road, and to cut down, lop, or top any Trees or Bushes growing on the said Highway, or in the Hedges or Banks immediately adjoining upon the said Highway, and to take away and remove the same, the Owner or Occupier neglecting to cut down such Trees or Bushes, or to remove such Annoyance or Annoyances for the Space of Ten Days after Notice in Writing given for that Purpose under the Hands of Five or more of the said Trustees, the Charges whereof shall be reimbursed by such Owner or Occupiers neglecting to cut down the said Trees or Bushes, or to remove such other Annoyance or Annoyances as aforesaid. And if after the Removal of such Annoyance or

Annoyances,

Annoyances, any Perſon or Perſons ſhall again offend in like kind, every ſuch Perſon or Perſons ſo offending and being thereof convicted, upon the Oath of one or more Witneſs or Witneſſes, before one or more Juſtice or Juſtices of the Peace for the ſaid County where ſuch Offence ſhall be committed (which Oath the ſaid Juſtices are hereby required to adminiſter, and to enquire into and determine upon the ſaid Offences in a ſummary Way) ſhall for every ſuch Offence forfeit and pay unto the ſaid Truſtees where ſuch Offence ſhall be committed Ten Shillings, to be levied in Manner aforeſaid.

And be it further Enacted by the Authority aforeſaid, That it ſhall and may be lawful to and for the ſaid Surveyor or Surveyors, by Order of the ſaid Truſtees or any five or more of them, to make or cauſe to be made, Cauſeways upon the ſaid Walk, and to cut and make Drains through any Grounds lying contiguous to the ſaid Roads, and to erect Arches of Brick, Timber or Stone thereupon, and alſo to widen any of the narrow parts of the ſaid Highway or Roads, by opening, clearing, and laying into the ſaid Highway or Road, any Ground of any Perſon or Perſons lying contiguous to ſuch Highway or Road, ſuch Ground to be uſed in any of the Ways abovementioned not being built upon, and not being a Park, Garden, Orchard, Yard, planted Walk, or Avenue to a Houſe, and alſo to cauſe Ditches or Trench-

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es to be made in such Places as aforesaid, and in such Manner as the said Trustees or any five or more of them shall adjudge necessary for the better amending and keeping of the said Highway or Road in good Repair, making such reasonable Satisfaction to the Owner or Occupier of such Ground which shall be so laid in or unto such Highway or Road, or through which any such Drain or Drains shall be cut, on which any such Arch or Arches shall be made, for the Damages which he or they shall or may thereby sustain, as shall be assessed and adjudged by the Judge or Judges of the Assizes to be holden next after the same shall be done, or by the Justices of the Peace or the major Part of them, at the next General Assizes or Quarter Sessions to be holden for the County in which such Ground lies, which shall be laid into the said Highway or Road, and through which any such Drain or Drains, Ditch or Ditches, shall be cut or made, or on which such Arch or Arches shall be erected or made, or such Ground shall be laid into the said Roads, in Case of any Difference concerning the same, which the said Judges of Assize, or Justices at the Quarter-Sessions, are hereby authorized to hear and determine in a summary Way; and if any Owner or Occupier of any Water-courses, Ditch or Ditches adjoining to the said Highway or Road, shall neglect or refuse to scour or cleanse

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cleanſe ſuch Water-courſe or Water-courſes, and to make ſuch Ditch or Ditches ſo deep, and in ſuch Manner as the Surveyor or Surveyors ſhall adjudge proper and convenient, after Eight Days Notice ſhall be given for that Purpoſe by ſuch Surveyor or Surveyors, or ſuch Perſon or Perſons as ſhall be appointed by him or them, to ſuch Owner or Occupier, it ſhall and may be lawful to and for the Surveyor and Surveyors to ſet any Man or Men to Work to ſcour or cleanſe, and make the ſame, and by Warrant in Writing, under the Hands and Seals of any Five or more of the ſaid Truſtees, to levy the Charge thereof upon the Goods or Eſtates of the Owner or Owners, Occupier or Occupiers of ſuch Water-courſes, Ditch or Ditches, by Diſtreſs and Sale of his, her, or their Goods and Chattles, rendering the Overplus (if any be) to the ſaid Owner or Occupier, after all Charges paid.

Provided always, and be it Enacted, That if any ſuch Owner or Occupier ſhall find him or herſelf aggrieved by the ſaid Surveyors, in making or enlarging ſuch Water-courſes, Ditches, or any of them of or to unneceſſary or unreaſonable Dimenſions, or in more inconvenient Places, or greater Number than ſhall be neceſſary, or ſhall demand or require unreaſonable Sums of Money for doing the ſame, it ſhall be lawful for ſuch Owner or Occupier to complain

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to the next Quarter-Sessions of the Peace to be holden for the County where such Cause of Complaint shall arise, giving Eight Days Notice to the said Surveyor thereof, which Court shall have full Power and Authority to give such Relief in the Premisses, as shall be just; and if such Cause of Complaint shall happen within Fourteen Days before the holding of such next Quarter-Sessions, it shall be lawful in like Manner to make such Complaint at the second Quarter-Sessions to be holden in such County, after the Cause of such Complaint shall arise.

And whereas the said Highway or Road leading from the Green of Kilcullen in the County of Kildare, to the Town of Athy in the same County, and from thence to the Town of Timoho in the Queen's County, may be considerably shortened, and made more convenient for Travellers, if the same was carried more straight, and in a more direct Line; be it Enacted by the Authority aforesaid, That it shall and may be lawful to and for the said Trustees, or any Five or more of them, to ascertain, describe, and set apart such Part and Proportion of the Lands adjoining or contiguous to the said Highway or Road, as they the said Trustees, or any Five or more of them, shall judge necessary for carrying the same in a more direct Line, provided that no Part of the said Lands so to be set apart, be built on, and that the same be not

Part

part of any Garden, Orchard, Yard, planted Walk, or Avenue to a Houſe, or of any Park or Paddock for Deer, or any Field incloſed with a Stone Wall five Feet high, made with Lime and Sand; and the ſaid Truſtees, or any Five or more of them, are hereby further authorized and impowered to treat and agree with the Owner or Owners, or others intereſted in the ſaid Ground to be made uſe of in carrying on the ſaid Road ſtraight as aforeſaid, for ſuch Recompence and Satisfaction to be made for the ſame, out of the Tolls and Duties ariſing by Virtue of this Act, as the ſaid Truſtees, or any Five or more of them, ſhall think fit and reaſonable; and in caſe any Perſon or Perſons ſhall neglect or refuſe to treat or agree as aforeſaid, or through any Diſability by Nonage, Coverture, or Special Limitation in any Settlement or Settlemenes, or by reaſon of any other Impediment, cannot, or otherwiſe howſoever ſhall refuſe to diſpoſe of their reſpective Intereſts in ſuch Land, as the ſaid Truſtees, or any Five or more of them, ſhall think convenient for the ſhortening the ſaid Road, in every ſuch Caſe, the ſaid Truſtees, or any Five or more of them, are hereby authorized and impowered to iſſue forth their Warrant or Warrants to the Sheriff or Sheriffs of the County wherein ſuch Ground doth lie, to impannel and return before the ſaid Truſtees, or any Five or more of them, at ſuch Time and Place within the ſaid

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County, as shall be appointed in such Warrant or Warrants (of which Day and Time for hearing, Notice is to be given to the Party at least Five Days before) a sufficient Jury, who upon their Oaths, which said Oaths the said Trustees, or any Five or more of them, are hereby impowered and required to administer, shall enquire into the true and real Value of such Ground to be made Use of for the said Highway or Road, and such Verdicts or Inquisitions as shall be found and returned by the said Jury, ascertaining the Value of such Ground, shall be final and conclusive, as well to the said Trustees, as to the several and respective Owners and Proprietors of such Ground, notwithstanding any Disability or Incapacity whatsoever.

And forasmuch as the Money to be collected by such Receipt of the said Toll, will not at present be sufficient for the speedy Repairing of the said Highway or Road; be it Enacted by the Authority aforesaid, That the said Trustees, or any Nine or more of them, shall and may, and are hereby impowered from Time to Time, by Writing under their respective Hands and Seals, to assign over the said Toll or Duty hereby granted, or any Part thereof, the Costs and Charges whereof are to be borne and paid out of such Toll or Duty, for any Term or Time during the Continuance of this Act, as a Secu-

 rity

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rity for any Sum or Sums of Money by them to be borrowed for that Purpose, to such Person or Persons, or their Trustees, as shall advance or lend the same, to secure the Repayment thereof, with lawful Interest, or less, if the same can be so had, which Money borrowed, shall be applied and disposed of towards all or any of the Purposes by this Act mentioned.

And be it further Enacted by the Authority aforesaid, That it shall and may be lawful to and for the said Trustees, or any Nine or more of them, from Time to Time, during the Continuance of this present Act, to make out Warrants or Orders in Writing under their Hands, directed to the Treasurer or Receiver of the said Tolls, requiring him to pay thereout to the Person or Persons named in such Warrant or Order, their Executors, Administrators, and Assigns, the growing Interest of the Sum of Money mentioned in such Warrant or Order, as the same shall from Time to Time become due, until such Time as the Principal Sum mentioned in such Warrant or Order shall be paid off and discharged at one entire Payment, or otherwise; provided that no Warrant or Order to be issued to the said Treasurer or Receiver, by Virtue of this Act, shall be for any greater Sum than Fifty Pounds.

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And be it further enacted by the Authority aforesaid, That all and every Person or Persons to whom such Warrant or Order shall be given, his, her, or their Executors or Administrators, may, by Indorsements on such Order or Orders, or Receipts, transfer the Rights and Benefit of the Sum mentioned in such Warrant or Warrants, Order or Orders, which Indorsements, upon Notice to the Treasurer or Receiver of the said Tolls, and an Entry or Memorial thereof made in a Book to be kept for that Purpose, which the said Treasurer or Receiver shall, upon Request, without Charge, Fee, or Reward, make accordingly; and shall, on the like Request, permit to be viewed, at reasonable Hours, without Fee or Reward, shall entitle the Indorsee or Assignee, his or her Executor, Administrators or Assigns, to the sole Benefit of the Sum so transferred or assigned; and that the said Warrant or Order may, in like Manner, be assigned or transferred by such Assignee, his or her Executors or Administrators, and so toties quoties, and that after such Assignment it shall not be in the power of the Person or Persons who made such Assignment to make void, release, or discharge the said Assignment, or the Sum thereby transferred or assigned, or any Part thereof.

And

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And be it further Enacted by the Authority aforesaid, That the Treasurer or Receiver of the said Tolls shall Arithmetically number all the Warrants or Orders which shall be given or delivered out in Pursuance of this Act, as they shall be delivered out, commencing by Number One, and so continuing the Numbers until the whole be Arithmetically numbered.

And be it further Enacted by the Authority aforesaid, That the several Tolls and Duties hereby made payable, shall be applied and paid to and for the Purposes herein before mentioned, and also to the Discharge of the Interest of so much Money as shall be borrowed in Pursuance of this Act, and that all the Surplus of the said Tolls and Duties hereby made payable, over and above what shall be sufficient to discharge the said Interest, and make and repair the said Road, shall be applied in discharge of the Principal Money so borrowed or to be borrowed, in the Manner hereinafter mentioned, viz. That when and as often as such Surplus received by the said Treasurer or Receiver shall amount to the Sum of Two Hundred Pounds, then the said Treasurer or Receiver shall cause the Number of all the Warrants or Orders, which shall be issued and delivered out in Pursuance of this Act, and the Sums therein contained, to be Written on

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several Tickets or Pieces of Parchment, and to be rolled and sealed up and put into a Box or Urn, and well mixed together, and an indifferent Person to be appointed by the said Trustees or any five or more of them, shall publickly between the Hours of Ten and Twelve in the Forenoon of a Day, to be by the said Trustees or Receiver publickly advertised in the Dublin Gazette for that Purpose, at least Twenty Days before, at the Town of Athy, draw out of such Box or Urn as many of the said Tickets or Pieces of Parchment as the Sums therein contained shall amount to the said Sum of Two hundred Pounds, and the Person or Persons, the Number of whose Warrant or Warrants, Order or Orders, his, her, or their Executors, Administrators, or Assigns, shall, within Twenty Days after the said Warrants or Orders shall be so drawn, be paid by the said Treasurer or Receiver the Principal Sums to him or them respectively due, with the Interest for the same 'till paid, and shall upon Payment thereof deliver up his or their several and respective Warrants or Orders to the said Treasurer or Receiver to be cancelled, which he is hereby required to cancel accordingly, and the Interest payable by Virtue of such Warrants or Orders shall cease from the Expiration of Twenty Days, to be counted from the Day of drawing said Tickets or Pieces of Parchment.

Provided

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Provided allways, That in case there shall be more than one Gate or Turnpike in, across, or on the Side of the said Highway or Road, between the said Green of Kilcullen in the County of Kildare to the Town of Athy in the same County, and from thence to the Town of Timoho in the Queen's County, no Person or Persons having paid the Toll or Duty at the First Gate or Turnpike through which such Person or Persons shall pass, and producing a Note or Ticket, that the said Toll or Duty was paid, which Note or Ticket the said Receiver or Receivers, Collector or Collectors, is and are hereby required to give gratis, shall be liable to pay any Toll or Duty at any other of the said Gates or Turnpikes upon the said Highway or Road, such Person or Persons, delivering the said Note or Ticket to the said Receiver or Receivers, Collector or Collectors of the said Toll or Duty, at the latter Gate or Turnpike the same Day; and no Person or Persons having Occasion to pass the Place or Places where the Toll or Duty is taken, who shall return the same Day upon or with the same Horse, Mare, Gelding, Ass, Mule, Cattle, Coach, Chariot, Berlin, Chaise, Chair, Calash, Waggon, Cart, Car, or other Carriage, shall be liable or compelable the same Day to pay the said Toll or Duty more than once in the same Road.

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And for preventing Frauds and Abuſes in the ſaid Toll or Duty, Be it Enacted by the Authority aforeſaid, That if any Perſon or Perſons, having paid the ſaid Toll or Duty by this Act granted and made payable, and having ſuch Note or Ticket, Notes or Tickets, as hereby directed, ſhall give or diſpoſe of the ſame to any Perſon or Perſons in order to avoid the Payment of the ſaid Toll or Duty, every ſuch Perſon giving, diſpoſing, or offering, and the Perſon receiving ſuch Note or Ticket, Notes or Tickets, and being thereof convicted upon the Oath of any one or more Witneſs or Witneſſes, before the ſaid Truſtees, or any Five or more of them, or before One or more Juſtice or Juſtices of the Peace for the County where ſuch Offence or Offences ſhall be committed, which Oath the ſaid Truſtees, and the ſaid Juſtice or Juſtices are hereby impowered to adminiſter, and to hear and determine the ſaid Offences in a ſummary Way, ſhall reſpectively forfeit and pay the Sum of Ten Shillings, to be levied, recovered, and diſpoſed of, as any other Penalty for Forfeiture is directed to be levied, recovered, and diſpoſed of by this Act.

Provided allways, and it is hereby declared, That during the Continuance of this Act, all Coaches and Paſſengers on Horſe-back ſhall paſs and repaſs Toll-free

free on the Day on which there shall be an Election for Knight or Knights of the Shire for the said County of Kildare or Queen's County, or for any Burgess or Burgesses to serve in Parliament for any Borough or Boroughs in the said Counties respectively, any Thing herein contained to the contrary notwithstanding. CHAP. XIII.

And be it further Enacted by the Authority aforesaid, That the said Trustees, or any Five or more of them, may and are hereby impowered from Time to Time, as they shall see convenient or think fit, to compound or agree by the Year, or otherwise, with any Person or Persons using to travel through the Turnpike or Turnpikes now erected, or to be erected, with any Milch Cows, Horse, Mare, or Gelding, Ass or Mule, or with any Coach, Berlin, Calash, Chaise, Chair, Waggon, Cart, Car, or other Carriage, for any Sum or Sums of Money to be paid Quarterly from Time to Time, after such Agreement shall be made.

Provided also, and it is hereby declared, That no Person shall be charged with any of the Tolls or Duties aforesaid, who shall pass through any of the Turnpikes now erected, or to be erected by Virtue of this Act, who shall carry any Quantity of Stones, Gravel, or other Materials for making or repairing the said Road, or

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any of the Roads in the Parishes in which the same do lie, or in any of the neighbouring Parishes, nor shall any Person or Persons be chargeable with the said Toll or Duty for any Carts, Cars, or Waggons loaden with Corn in the Straw only, nor for any Plows, Harrows, or other Implements of Husbandry, in Order to the using or repairing of the same in the several Parishes which the said Highway or Road hereby intended to be made or repaired, do lie, nor shall any Toll or Duty be demanded or taken at any of the Turnpikes now erected, or to be erected, for any Horse, Mare, or Gelding, Ass, or Mule, or other Cattle going to Water, or for any Post-Horse carrying the Mail or Packet, or for such Horse as is or shall be used only to ride on by the Owner or Driver of any Waggon, Cart, Car, or Carriage; provided such Horse pass through the said Turnpike or Turnpikes with such Waggon, Cart, Car, or Carriage; nor shall any Toll or Duty be demanded or taken for the Horses of Soldiers passing, that are upon their March, or for Waggons, Carts, Cars, or other Carriages attending them, nor for Horses, Waggons, Carts, Cars, or other Carriages travelling with Vagrants sent by Passes, or with Prisoners transmitted from one Part of the Kingdom to another.

And

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And be it further Enacted by the Authority aforesaid, That the Tolls or Duties hereby granted, shall take Place and have Continuance from and after the First Day of April, One thousand seven hundred and seventy-six, for and during the Term of sixty-one Years.

Provided nevertheless, That if at any Time before the Expiration of the said Term of sixty-one Years, all the Parts of the said Road shall be sufficiently made, amended and repaired, and so adjudged by the Majority of the Trustees appointed, or hereafter to be chosen by Virtue of this Act, by an Adjudication made, and after repayment of such Sums of Money as have or shall have been advanced or borrowed, with Interest for the same, and the Costs and Charges thereof, then and in such Case, the said Tolls and Duties shall be decreased respectively One-half of their present Amount, payable by Virtue of this Act; the said reserved Moiety to be applied toward keeping up and preserving the said Road in Repair.

And be it further Enacted by the Authority aforesaid, That for the continuing a sufficient Number of able Persons to be Trustees for putting in Execution all and every the Powers in this Act contained, for and during the Continuance

CHAP. XIII.

thereof, it shall and may be lawful to and for the said Trustees, or any Five or more of them, upon the Death of any of the said Trustees, or their Removal, or refusing to act in the said Trust, from Time to Time, and at all Times hereafter, during the Term aforesaid, to elect, nominate, and appoint in the Room of such Trustee or Trustees so deceased, removed, or refusing to act, another fit and able Person, or so many more fit and able Persons living in the said County of Kildare and Queen's County, to be joined with the said Trustees in the Execution of all and every the Powers in them reposed by Virtue of this Act; and all and every Person and Persons so to be chosen Trustee or Trustees to join in putting this Act in Execution, as they are hereinbefore qualified to do, shall and may, and are hereby impowered to act, to all Intents and Purposes, in as full, large, and ample Manner, as the said Trustees are by this Act impowered to do, and so toties quoties, as often as Occasion shall require.

And be it further Enacted by the Authority aforesaid, That the Clerk and Treasurer of the said Turnpike, shall, Fourteen Days previous to the First Day of May in every Year during the Continuance of this Act, give Publick Notice by Advertisement in the Dublin Gazette, of a Board

CHAP. XIII.

Board to be held in the Town of Athy in the County of Kildare, on the last First Day of May between the Hours of Eleven and Three o'Clock, at which the said Trustees, or any Five or more of them, shall and may proceed to examine the several Accounts of the said Turnpike; and the said Clerk and Treasurer are hereby authorized and directed to produce their respective Books containing Entries of the several Receipts and Payments of Money, and of all Accounts whatsoever relating to said Turnpike; at which Board the several Creditors of the said Turnpike, or their Agents, may register their respective Debentures, and settle their several Accounts with the said Clerk and Treasurer; and receive from said Trustees such Payments of Interest or Principal as the Funds of said Turnpike will enable the said Trustees to make, such Payments to be made in such Manner, and under such Restrictions as are already mentioned in this Act.

And be it further Enacted by the Authority aforesaid, That the said Trustees, or any Fifteen or more of them, shall meet at Athy in the County of Kildare, on the First Day of April next, and the said Trustees may then adjourn themselves, and afterwards meet there, or at any other Place or Places near the said Highway or Road to be made or repaired, as the said

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Trustees, or any five or more of them, shall think proper and convenient, as often as it shall be necessary for the putting this Act into Execution; and if it shall happen that there shall not appear at any Meeting which shall be appointed to be had or held by the said Trustees, a sufficient Number of Trustees to act at such Meeting, and to adjourn to any other Day, then and in such Case, the Clerk of the said Trustees, by Notice in Writing, to be affixed at the respective Gates or Turnpikes, at least Ten Days before the next Meeting, shall appoint the said Trustees to meet at the House where the Meeting of the said Trustees was last appointed to be had, or at some other convenient House near the said Road, on that Day Fortnight upon which such last Meeting of the Trustees was appointed to have been held, and that the said Trustees at their first Meeting, and at all other subsequent Meetings, shall defray their own Charges and Expences.

Provided allways, and be it further Enacted by the Authority aforesaid, That no Person or Persons appointed or to be appointed by this Act a Trustee or Trustees for putting this Act in Execution, shall have or accept of any Place of Profit arising out of, or by Reason of the Toll or Duties by this Act laid or granted, but such Person or Persons shall be incapable from

from the Time of accepting and continuing to enjoy such Place of Profit of acting as a Trustee or Trustees. CHAP. XIII.

And be it further Enacted by the Authority aforesaid, That if any Suit shall be commenced against any Person or Persons for any Thing done in pursuance of this Act, that in every such Case, the Action shall be laid in the County of Kildare or Queen's County, and not elsewhere, and the Defendant or Defendants in such Action may plead the General Issue, and give this Act and the Special Matter in Evidence at any Trial to be had thereupon, and that the same was done in Pursuance and by Authority of this Act; and if it shall appear so to be done, or such Action or Actions shall be brought in any other County, that the Jury shall find for the Defendant or Defendants, and upon such Verdict, or if the Plaintiff shall be nonsuited, or discontinue his Action after the Defendant or Defendants shall have appeared, or, if on any Demurrer, Judgment shall be given against the Plaintiff, the Defendant or Defendants shall and may recover treble Costs, and have the like Remedy for the same, as any Defendant or Defendants hath or have in any other Cases in Law.

And be it further Enacted by the Authority aforesaid, That this Act shall be

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deemed, adjudged, and taken to be a Publick Act, and be judicially taken Notice of as such by all Judges, Justices, and other Persons whatsoever, without specially pleading the same.

Provided allways, and be it Enacted, That from and after the First Day of April, One thousand seven hundred and seventy-six, the several Tolls and Duties granted in and by the said recited Act made in the Ninth Year of His said late Majesty, and all the Provisions therein, which are not hereby re-enacted, shall cease, and be utterly void.

Provided also, and be it further Enacted, That the several Tolls and Duties hereby granted, and all other the Provisions and Regulations herein contained, shall take place and have Continuance from and after the said First Day of April, One thousand seven hundred and seventy-six, for and during the Term and Space of forty-one Years, and no longer.

And be it further Enacted by the Authority aforesaid, That if at any Time before the Expiration of the said Term and Space of forty-one Years, all parts of the said Road shall have been sufficiently amended and repaired, and shall be so adjudged by the Majority of the Trustees appointed or hereafter to be chosen by Virtue

Virtue of this Act; and if Repayment shall have been made of such Money as shall have been advanced or borrowed on Credit of the said Tolls or Duties, with all Interest for the same, and if all the Costs and Charges attending the same shall have been paid and satisfied, in such Case the said Tolls and Duties shall cease, and be utterly void, any Thing herein before contained to the contrary notwithstanding. CHAP. XIII.

Nnn AN

CHAP.
XIV.

AN

ACT

FOR

Repealing an Act made in the Thirteenth and Fourteenth Years of the Reign of His preſent Majeſty, *intituled*, An Act to explain and amend an Act made in the Third Year of the Reign of His late Majeſty King *George* the Second, *intituled*, An Act for the better keeping Churches in Repair, and for other Purpoſes.

DUBLIN:

Printed by the Executors of DAVID HAY, Aſſignee of the late BOULTER GRIERSON, Printer to the King's Moſt Excellent Majeſty. MDCCLXXV.



Anno Regni decimo Quinto & Sexto

GEORGII Tertii Regis.

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An Act for repealing an Act made in the Thirteenth and Fourteenth Years of the Reign of His preſent Majeſty, *intituled*, An Act to explain and amend an Act made in the Third Year of the Reign of His late Majeſty King *George* the Second, *inttiuled*, An Act for the better keeping Churches in Repair, and for other Purpoſes.

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WHEREAS the Pariſhioners of ſeveral Pariſhes in this Kingdom have neglected or refuſed to make Proviſion at their reſpective Veſtries, for the Repairs of the Churches or Chappels within their reſpective Pariſhes, and to defray the neceſſary Charges for the Performance of Divine Service therein, to the Diſgrace and Diſcouragement of the Eſtabliſhed Religion: And whereas an Act made in the Thirteenth and Fourteenth Years of the Reign of his preſent Majeſty, intituled, An Act to explain

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and amend an Act made in the Third Year of the Reign of His late Majesty King *George* the Second, *intituled*, An Act for the better keeping Churches in Repair; Was intended to remedy the said Abuses, but the Provisions made by the said Act extend as well to those Parishes in which there had been no such Default, as to those in which there had: And whereas it is not reasonable that the innocent should be confounded with the guilty; be it Enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons in this present Parliament assembled, and by the Authority of the same, That the said recited Act of the last Session, and every Thing therein contained, be from henceforth repealed.

And to the End that Parliament may be informed of the State and Condition of the several Churches and Chappels in this Kingdom, and of the Conduct of the Parishioners thereof, with respect to the Particulars herein before mentioned, in order that an adequate Remedy may be provided for the Reformation of such Abuses, be it Enacted by the Authority aforesaid, That the Deans, Archdeacons, Prebendaries, and all Rectors, Vicars, and perpetual Curates within this Kingdom shall, upon the best Information, make a special Return to the Clerks of both Houses of Parliament, on or before the

First

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First Day of the next Session of Parliament, of the true State, Age, and Condition of their respective Parish Churches and Chappels, and whether they are safe and fit for the Resort of the Parishioners to have Divine Service performed therein, and whether the said Churches and Chappels respectively, have been from Time to Time provided with such useful and decent Requisites as are necessary for the due Celebration of the Sacrament, and the regular Performance of Divine Service, according to the Rites and Ceremonies of the Church of Ireland, and whether any Taxes, and to what Amount, have been applied for or levied for Five Years previous to the First Day of December, One thousand seven hundred and seventy-five, to answer the Purposes aforesaid.

CHAP. XV.

AN

ACT

FOR

The Improvement of His Majeſty's Revenue, and the more effectual preventing of Frauds therein; and for continuing and amending ſeveral Laws heretofore made, and now in Force, relative to His Majeſty's ſaid Revenue.

DUBLIN:

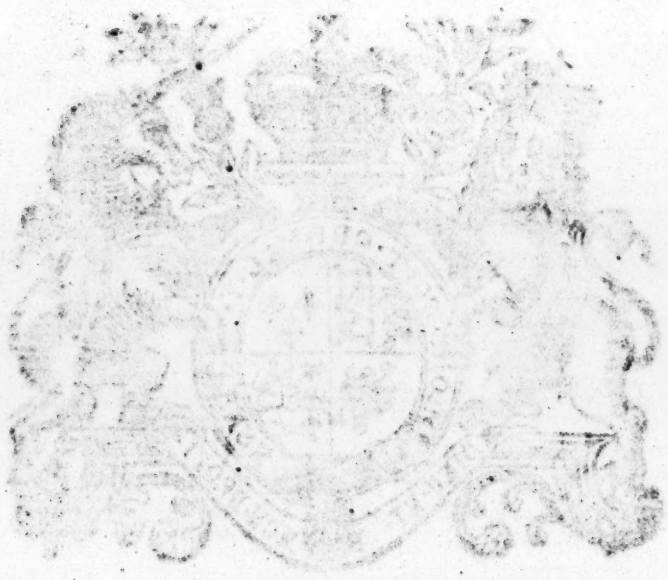
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CHAP.
XV

AN ACT

FOR

DUBLIN:



Anno Regni Decimo Quinto & Sexto

GEORGII Tertii Regis.

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An Act for the Improvement of His Majesty's Revenue, and the more effectual preventing of Frauds therein; and for continuing and amending several Laws heretofore made, and now in Force, relative to His Majesty's said Revenue.

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WHEREAS the several Laws heretofore made for the Improvement of Your Majesty's Revenue, and the Prevention of Frauds therein, have, on Account of many clandestine Practices to elude the same, proved ineffectual to answer the several Purposes thereby intended; be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal and Commons

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in this preſent Parliament aſſembled, and by the Authority of the ſame, That if any Common or Retailing Brewer, or Retailer of Beer or Ale, Maker or Diſtiller of Aqua Vitæ or Strong Waters, his or her Servant or Servants, ſhall, from and after the Twenty-fourth Day of June, One thouſand ſeven hundred and ſeventy-ſix, refuſe or deny any Gauger or Gaugers, Searcher or Searchers, to enter into his or her Houſe, Brew-houſe, Stilling-houſe, Out-houſe, Store-houſe, or other Place whatſoever, where the Brewing or Diſtilling Buſineſs, or any Part thereof is carried on, of or belonging to ſuch Common or Retailing Brewer, or Retailer of Beer and Ale, Maker or Diſtiller of Spirits or Strong Waters; or if ſuch Gauger or Gaugers, Searcher or Searchers, having entered, ſhall not be permitted to remain therein to gauge the Coppers, Fats, Keeves, and other Veſſels of ſuch Common or Retailing Brewer, or Retailer of Beer and Ale, or Diſtiller, and to take an Account of the Quantities of Liquors brewed, or in any Proceſs of Brewing, and the Quantities of Waſh, Lobb Wines, Singlings and Spirits, or of any other Liquors or Ingredients whatſoever, uſed or ready to be uſed in ſuch Houſe, Brew-houſe, Stilling-houſe, Out-houſe, Store-houſe, or other Place as before mentioned, and to ſee the whole Brewing or Diſtilling compleatly finiſhed, and the Liquors tunned or ſtored, ſuch Common or Retailing Brewer,

Brewer, or Retailer of Beer and Ale, and Distiller, shall, for every such Offence, forfeit the Sum of Thirty Pounds. CHAP. XV.

And be it further Enacted by the Authority aforesaid, That from and after the said Twenty-fourth Day of June, One thousand seven hundred and seventy-six, no Person shall let out for Hire, or lend any Pan, for Brewing, to any Person or Persons whatsoever, and that every Person offending herein, shall forfeit every such Brewing-Pan, and also a Sum of Five Pounds.

And whereas by an Act passed in the Fifth and Sixth Years of Your Majesty's Reign, intituled, An Act for continuing and amending several Laws relating to His Majesty's Revenue, and for the more effectual preventing of Frauds therein, and for other Purposes therein mentioned, it was among other Things enacted, That from and after the Twenty-fourth Day of June, One thousand seven hundred and sixty-six, no Person or Persons whatsoever, shall sucker his, her, or their Goods, Wares, or Merchandizes in in the said recited Act particularly and respectively mentioned, to remain or lie on the Custom-house Quay of the Port of Dublin, for any longer Space of Time than in the said recited Act for that Purpose therein particularly mentioned, expressed, and declared, under the Penalties in the said Act for that Purpose particularly mentioned:

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And whereas it hath been found that the good Effects intended by the said Law, have not been promoted; be it Enacted by the Authority aforesaid, That from and after the Twenty-fourth Day of June, One thousand seven hundred and seventy-six, all Goods, Wares, and Merchandize, which shall be landed out of any Ship or other Vessel on the said Quay, shall be taken away from off the said Quay by the respective Owner or Owners, Proprietor or Proprietors, or other Person or Persons to whom the same shall be consigned, at the respective Times herein after mentioned, that is to say; that each and every Cask of Spirits, Wines, and other Liquors or Liquids shall be taken and carried away from off the said Quay within the Space of three Days commonly called Working Days, that is to say, three Days, not being Sundays or Holidays, after the same shall have been so landed; and that each and every Cask, or other Package of weighable or dry Goods, shall be taken and carried away from off the said Quay within the Space of six Working Days after the same shall have been so landed; and if any Person or Persons shall, contrary to the Directions herein contained, permit or suffer his, her, or their Spirits, Wines, Liquors, or other Liquids to lye or remain on the said Quay for any longer Space of Time than three Working Days after the same shall be so landed on the said Quay, that then,

and

and in that Case, every Cask of Spirits, Wines, Liquors, or other Liquids, shall be subject and liable to, and charged and chargeable with the Penalty of Two Shillings for every such Cask of Spirits, Wines, Liquors, or other Liquids, for every Day the same shall remain on the said Quay, over and above the said three Working Days, one Half whereof shall be paid and payable to His Majesty, His Heirs and Successors, and the other Half to such Person or Persons who shall give Information of such Goods continuing or lying on the said Quay from and after the said Time; and in Case any Person or Persons shall permit or suffer any of his, her, or their Casks or Packages of Weighable or Dry Goods or Merchandizes to lye or remain on the said Quay, for any longer Space of Time than six Working Days after the same shall be so landed on the said Quay as aforesaid, that then and in that Case, every Cask or Package of Weighable or Dry Goods, shall be subject and liable, and charged and chargeable with a Penalty of Two Shillings for every such Cask or Package of Weighable or Dry Goods, for every Day such Cask or Package shall so remain on the said Quay, over and above the said six Working Days, one Half whereof shall be paid and payable to His Majesty, His Heirs and Successors, and the other Half to such Person who shall give Information of such Goods continu-

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ing or lying on the said Quay from and after the same Time.

And be it Enacted by the Authority aforesaid, That the Surveyor or Surveyors of the said Quay be, and are hereby impowered and required to seize such Goods, Wares, and Merchandize continuing on the said Quay after the Expiration of the said Working Days hereby allowed, and lodge the same, or a sufficient part thereof, in His Majesty's Stores, as Security for the Amount of such Penalties aforesaid; and in Case the Owner or Owners of such Goods, Wares, and Merchandize, do or shall neglect to pay such Penalties within the Space of three Months next after the same shall be so seized, it shall and may be lawful for such Surveyor or Surveyors to set up, and sell the same by publick Auction, and to apply the Money arising thereby, to the Payment of such Penalties, and the Costs and Charges attending the same, rendering back any Overplus thereon to such Owner or Owners of such Goods or Merchandize.

And whereas the suffering Goods to be sold by Auction on the Custom-house-Quay, contributes to the Inconveniencies before mentioned; for Remedy whereof, be it Enacted by the Authority aforesaid, That from and after the Twenty-fourth Day of June, One thousand seven hundred and seventy-six, no Goods or Merchandize

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chandize of what Kind or Nature soever, shall be sold by Auction or Cant on the said Quay, unless the same shall be sold by Order of the Commissioners for Payment of His Majesty's Duties; and in Case any Person or Persons shall, from the Time aforesaid, sell, or attempt to sell, any Goods, Liquors, Wares, or Merchandize by Auction, on the said Custom-House-Quay, that such Person or Persons so selling or attempting to sell the same by Auction, shall forfeit and pay the Sum of Twenty Pounds Sterling for every Time such Person or Persons shall sell or attempt to sell such Goods by Auction on the said Quay; one Half thereof to be applied to His Majesty, His Heirs, and Successors, and the other Half to the Person or Persons who shall give Information thereof.

Provided allways, That it shall and may be lawful for any Person or Persons to sell, or dispose by publick Cant any damaged Goods, Wares, or Merchandize, which shall be landed on the said Quay; provided the Surveyor or Surveyors of the Custom-House-Quay, shall report, by Writing under his or their Hands, to His Majesty's Commissioners, that such Goods intended to be sold by Auction, are really damaged; and provided that such damaged Goods shall be so sold by Auction within Six Days after the same shall be landed, otherwise that such da-

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maged Goods shall be subject and liable to the several Penalties and Seizures hereinbefore mentioned.

And be it further Enacted by the Authority aforesaid, That from and after the said Twenty-fourth Day of June, One thousand seven hundred and seventy-six, if any Brandy, Rum, or other Spirits, except Cordial Waters in Casks under Fifty Gallons Gauge, or any Teas in any Package whatsoever (excepting such Teas as shall be directly bought from Great Britain, and proved to have been exported from thence) or any Tobacco in any Package containing less than Five Hundred Pounds Weight, shall be found on board any Ship, Vessel, or Boat in any Port or Harbour in this Kingdom, or hovering within Three Leagues of the Shore of this Kingdom, or shall be discovered so to have been, although Bulk shall not appear to have been broken, or any of the said Goods or Commodities before mentioned, run, or attempted to have been run out of such Ship, Vessel, or Boat, (save only and except in Case of unavoidable Necessity and Distress) of which Necessity and Distress, the Master, Purser, or Person having or taking the Charge or Command of such Ship, Vessel, or Boat, shall, immediately after the Arrival of such Ship, Vessel, or Boat, into any Bay, Harbour, River, or Creek of or belonging to this Kingdom, give Notice and Proof be-

fore

fore the Collector, or other Chief Officer of the Revenue resident at the nearest Port where such Ship, Vessel, or Boat shall arrive, such Ship, Vessel, or Boat, with all her Guns, Tackle, Furniture, Ammunition and Apparel shall be forfeited, over and above any other Penalty or Forfeiture for the said Offence, by any Law now in Force in this Kingdom.

And whereas by an Act made in the Eleventh and Twelfth Years of his Majesty's Reign, intituled, An Act for the further Improvement of His Majesty's Revenue, and the more effectual preventing of Frauds therein; and for continuing and amending several Laws heretofore made, and now in Force, relative to His Majesty's said Revenue, it is amongst other Things Enacted, That from and after the Twenty-fourth Day of June, One thousand seven hundred and seventy-two, if any Person or Persons on Board any Ship, Boat, or Vessel, being within the Limits of any Port or Harbour of this Kingdom, or being within three Leagues of any of the Shores of this Kingdom, shall with Arms forcibly resist or prevent any Officer of his Majesty's Revenue from Boarding or Entering into such Ship, Boat, or Vessel, to see, survey, and make Search for Exciseable Goods and Commodities that might be found therein; or else, permitting them so to do, shall, after such Entry, make Resistance, and by Force of Arms shall prevent or

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hinder such Officer or Officers from seizing and carrying away such Exciseable Goods or Commodities which by any Law now in being they have Power to seize, then, and in either of the said Cases, such Ship, Boat, or Vessel, with all her Guns, Tackle, Furniture, Ammunition, and Apparel, and all prohibited Goods and Commodities found therein, shall be forfeited, and shall and may be seized and prosecuted as therein after is directed: And whereas the said Clause in the said Statute hath proved ineffectual to answer the several Purposes thereby intended, and the Officers of His Majesty's Revenue having boarded or entered into such Ship, Boat, or Vessel, have not been permitted, or have been prevented to see, survey, and make Search for exciseable Goods and Commodities therein, or Resistance hath been made to them, but without Force of Arms, to prevent or hinder such Officer or Officers from seizing or carrying away any such Exciseable Goods or Commodities, which by any Law in being they had a Power to seize: For Remedy whereof, be it Enacted by the Authority aforesaid, That from and after the Twenty-fourth Day of June, in the Year of Our Lord One thousand seven hundred and seventy-six, if any Person or Persons on Board any Ship, Boat, or Vessel, being within the Limits in the said recited Act mentioned, shall resist or prevent any Officer of His Majesty's Revenue from boarding or entering

tering into such Ship, Boat, or Vessel, or from seeing, surveying, or making Search for Excisеable Goods and Commodities; or else, permitting them so to do, shall prevent or hinder such Officer or Officers from seizing and carrying away such Excisеable Goods or Commodities, or shall or may be found therein, and which by any Law now in being, they have Power to seize, though such Resistance, Hinderance, or Prevention, shall not be with Arms, or by Force of Arms, then, and in such Cases, such Ship, Boat, or Vessel, with all her Guns, Tackle, Furniture, Ammunition, and Apparel, and all Goods and Commodities found therein, shall be forfeited, and shall and may be seized and prosecuted as hereinafter directed.

And whereas Persons importing Excisеable Goods, or purchasing such Goods from Merchants Importers, obtain Permits for the Quantities so imported or purchased, and under Covet of such Permits, do send out smuggled Goods of the same Quality and Quantity, keeping in their Possession the Goods which were fairly entered: And whereas upon Information of such fraudulent Practices, the Offenders have evaded all Forfeiture, by producing Testimony, that the Goods seized in their Possession were the same identical Goods which had been fairly imported; for Remedy whereof, be it Enacted by the Authority aforesaid, That from and after

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the Twenty-fourth Day of June, One thouſand ſeven hundred and ſeventy-ſix, all Goods mentioned in ſuch Permits, as ſhall or may be granted to any Perſon or Perſons for the Cartiage of any Exciſeable Goods, ſhall be conſidered and taken into the Account of Goods for which ſuch Perſon is intitled to have Credit as Goods legally imported, and that any Surplus or Exceeding, which ſhall be found in the Cuſtody or Poſſeſſion of any Perſon or Perſons, and for which ſuch Perſon or Perſons cannot produce a Permit or Certificate of Entry, ſhall be deemed and taken to have been run, and ſhall be forfeited, as fully and effectually, to all Intents and Purpoſes, as if ſuch Goods had been actually run.

And whereas by an Act made in the Firſt and Second Years of His Majeſty's Reign, intituled, An Act for continuing and amending an Act, *intituled*, An Act for better regulating the Collection of His Majeſty's Revenue, and for preventing Frauds therein; and for repealing an Act made the laſt Seſſion of Parliament, *intituled*, An Act for continuing and amending ſeveral Laws heretofore made relating to His Majeſty's Revenue, and for the more effectual preventing of Frauds in His Majeſty's Cuſtoms and Exciſe, and the ſeveral Acts and Statutes which are mentioned in the ſaid Act, and continued thereby, it is among other Things Enacted, That from and after the Firſt Day of May, One thouſand ſeven hundred

hundred and sixty-two, it shall and may be lawful to and for the Owner or Owners of any Goods and Merchandizes seized for being run, or intended to be run, and to and for the Master and Commander of any Ship or Vessel seized for the Breach of any of the Laws of Excise, to apply, as by Law may now be done in Cases to be heard and determined in the Court of Exchequer for Writs of Appraisement and Delivery: And whereas the Benefit intended by the said last recited Act for fair Traders only, hath been in many Instances obtained by Smugglers applying for, and obtaining Writs of Appraisement and Delivery, for Ships and other Vessels actually employed in illicit and contraband Trade, to the great Detriment of His Majesty's Revenue, and to the Prejudice of the fair Trader: For Remedy whereof, be it Enacted by the Authority aforesaid, That from and after the Twenty-fourth Day of June, One thousand seven hundred and seventy-six, no Writ of Appraisement or Delivery shall issue for any Ship or other Vessel whatsoever, unless the Person so applying for such Writ of Appraisement or Delivery, shall produce a Consent in Writing, under the Hands of Three or more of the Chief Commissioners of His Majesty's Revenue of Excise, for the granting of such Writ of Appraisement or Delivery.

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And for the more effectual collecting and receiving the ſeveral and reſpective Duties on Coaches, Chariots, Berlins, Calaſhes, and Chaiſes with Four Wheels, and Chaiſes with Two Wheels; be it Enacted by the Authority aforeſaid, That from and after the Twenty-fourth Day of June, One thouſand ſeven hundred and ſeventy-ſix, all and every Perſon and Perſons in Whoſe poſſeſſion any of the aforeſaid Carriages, liable to the aforeſaid Duties, ſhall or may be found at any Time or Times within the reſpective Times mentioned in and by an Act made in the preſent Seſſion of Parliament, intituled, An Act for granting unto His Majeſty an Additional Duty on the ſeveral Commodities, Goods and Merchandizes therein mentioned, and for prohibiting the Importation of all Gold and Silver Lace, and of all Cambricks and Lawns, except of the Manufacture of *Great Britain*; and alſo in and by one other Act made in the ſame Seſſion of Parliament, intituled, An Act for granting unto His Majeſty the ſeveral Duties, Rates, Impoſitions, and Taxes therein particularly expreſſed, to be applied to pay an Intereſt at the Rate of Four Pounds *per Centum per Annum*, for ſuch Part of the ſeveral principal Sums formerly borrowed as ſhall remain unpaid on the Twenty-fifth Day of *December*, One thouſand ſeven hundred and ſeventy-five, and for ſuch other Purpoſes as are therein mentioned; in any Diſtrict in this Kingdom wherein ſuch Perſon or Perſons

ſhall

shall be then resident, and wherein such Carriage or Carriages hath or have not been registered, shall be subject and liable to the Payment of, and shall pay the several and respective Duties to which such Carriage or Carriages are by the said recited Acts made subject or liable, and shall incur all such Penalty or Penalties as such Person or Persons is or are liable to in Case such Carriage or Carriages had not been at all registered, notwithstanding such Carriage or Carriages hath or have been registered in any other District, or that such Person or Persons shall have paid the said Duties in any other Place or Places whatsoever, where such Carriage or Carriages liable to the said Duties hath or have been registered, unless such Person or Persons shall produce the Receipt or Receipts of the Collector of the District where such Carriage or Carriages hath or have been registered, and shall permit the Officer or Officers appointed to collect and receive the said Duties, to take a Copy of such Receipt or Receipts.

And also be it Enacted by the Authority aforesaid, That such Officer or Officers shall charge himself or themselves in his or their Ledger or Ledgers, or other Accounts, with such Sum or Sums of Money as he or they shall have received or may receive as and for the Duty or Duties of such Carriage or Carriages.

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And in order the more effectually to prevent Frauds in the Duties arising, or which may arise upon the aforesaid Carriages, be it Enacted by the Authority aforesaid, That all Cabriolets or Garden Chairs, which by the said recited Acts, or either of them, are exempted from the Payment of the Duties thereby granted on Coaches, Chariots, Berlins, Calashes, and Chaises with Four Wheels, and Chaises with Two Wheels, in Case the Wheels of such Cabriolets or Garden Chairs shall exceed Four Feet in Diameter, then, and in such Case, such Cabriolet or Garden Chair shall be deemed, construed, and taken as a Carriage subject and liable to the several and respective Duties in the said recited Acts particularly mentioned, and shall accordingly pay the same.

And for the better securing the several Duties imposed on Playing Cards, be it Enacted by the Authority aforesaid, That from and after the Twenty-fourth Day of June, One thousand seven hundred and seventy-six, no Playing Cards shall be sold or exposed to Sale, or played with, which shall not have been sealed, marked, and stamped as by the several Laws enacted in this Kingdom is required, upon Pain that every Person who shall from and after the Time aforesaid, sell or expose to Sale, or knowingly play with any such

ſuch Cards which ſhall not have been ſealed, marked, or ſtamped, as by the ſaid ſeveral Laws is required, ſhall forfeit for every Pack of ſuch Cards ſo ſold or expoſed to Sale, or played with, the Sum of Five Pounds Sterling.

And whereas Conſtables have frequently refuſed or neglected to attend the Officers of the Revenue in the Execution of their Duty, in Caſes where by Law the Preſence or Attendance of a Conſtable is made neceſſary; be it Enacted by the Authority aforeſaid, That from after the Twenty-fourth Day of June, in the Year One thouſand ſeven hundred and ſeventy-ſix, any Conſtable who ſhall refuſe or neglect to attend any Officer of the Revenue in the ſame Pariſh or Diſtrict for which ſuch Conſtable is appointed, in any Caſe where by Law the Preſence or Attendance of a Conſtable is made neceſſary in the Execution of the Duty of ſuch Officer, ſhall for every ſuch Refuſal or Neglect, forfeit the Sum of Forty Shillings; and in Default of Payment thereof, ſhall ſuffer One Month's Impriſonment.

And whereas by an Act made in the Seventh and Eighth Years of His Majeſty's Reign, intituled, An Act for the further Improvement of His Majeſty's Revenue, and for continuing and amending ſeveral Acts

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therein particularly mentioned; it was amongst other Things Enacted, That there should be payable to His Majesty, His Heirs, and Successors, for every Licence to be granted for selling Aqua Vitæ, or any Kind of Strong Waters or Spirits whatsoever, by Retail, in any City, Town Corporate, and the Liberties of the same, such Sum as should be agreed to be paid for such Licence pursuant to the Directions of an Act of the Seventeenth and Eighteenth of His late Majesty King Charles the Second, in said Act recited, so as none do pay less than the Sum of Four Pounds yearly, and none be compelled to pay more than Five Pounds yearly: And whereas it has been found by Experience, that in many Instances the Sum of Four Pounds is a greater Sum than several Persons applying for Licences can afford to pay, which has considerably diminished His Majesty's Revenue; therefore be it Enacted by the Authority aforesaid, That from and after the passing of this Act, it shall and may be lawful to and for the Chief Commissioners of Excise, or the Major Part of them, to issue and grant Licences for the selling of Spirits and Strong Waters by Retail in all Towns Corporate, and the Liberties thereof, in this Kingdom, for such Sum, as they in their Discretion, shall think fitting and reasonable, under the Circumstances of the Case, so as no

Licence

Licence be granted for a less Sum than Three Pounds yearly, nor a greater Sum required or taken than Five Pounds yearly; the said recited Act, or any other Law to the contrary notwithstanding. CHAP. XV.

And whereas it hath been found, that whenever the Duties due and payable to his Majesty on any Commodity exceed the prime Cost of such Commodity, collusive Seizures have been concerted between the Smuggler and the Officer or Officers of his Majesty's Revenue who made or pretended to make such Seizures, for his or their own Advantage; for Remedy whereof, be it Enacted by the Authority aforesaid, That from and after the Twenty-fourth Day of June, One thousand seven hundred and seventy-six, all Brandy, Geneva, Rum, or other Spirits, which shall hereafter be seized and condemned as being illegally imported into this Kingdom, shall be sold by Inch of Candle, according to Law; and that the Produce of such Seizure shall be divided in such Manner, as that a Sum equal to the Amount of the Duties which would in Case such Brandy, Geneva, Rum, or other Spirits, had been fairly imported into this Kingdom have been due and payable to his Majesty for such Spirits at the respective Time or Times of such Seizure or Seizures shall be to the Use of Your Majesty, Your Heirs and Successors; and the

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Remainder thereof, clear of all Expences, Coſts of Suit, and Charges whatſoever, ſhall go and be to the Uſe of the Perſon or Perſons who ſhall ſeize or diſcover, or give Information of, and prove the ſame to have been illegally imported as aforeſaid.

And whereas no Stock hath been taken by the Gauger or Officer of Excile, on Spirits at the Diſtilleries of the ſeveral Diſtillers of the City of Dublin, for ſome Years paſt, on Account of different Places being made uſe of by Diſtillers for the Purpoſes of ſtoring their Spirits, and great Frauds are committed, under the Pretence of Rectifying Spirits, alledged by the ſeveral Diſtillers to be foul, foetid, or returned to them by the Perſons to whom they were ſold, as unfit for Sale; for Remedy whereof, be it Enacted by the Authority aforeſaid, That from and after the Twenty-fourth Day of June, One thouſand ſeven hundred and ſeventy-ſix, every Diſtiller ſhall keep his, her, or their Spirits together in a Store or Stores in or adjoining to their reſpective Diſtilleries, in Casks not leſs than One Hundred Gallons each, with their Bungs eaſy of Acceſs for the Gaugers to dip and gauge the ſame, under the Penalty of Twenty Pounds: And in Caſe the Officer of Excile within his reſpective Walk or Diſtrict, ſhall find any Still or Stills at Work,

and

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and declared by the Diſtiller, or any Perſon employed by him or her, to be at Work for the Purpoſe of Rectifying Spirits, and ſhall not find a proper Decreaſe equal to the Charge of the Still from the Stock of Spirits, or that any Diſtiller or Diſtillers ſhall refuſe to declare what is then in the Still, then, and in either of the ſaid Caſes, it ſhall be lawful for ſuch Officer of Excile to charge the Diſtiller as if the ſaid Still was filled with Low Wines, and ſuch Diſtiller ſhall pay the Duties due and payable to His Majeſty accordingly; and if ſuch Diſtiller ſhall declare that he is diſtilling Faints, then it ſhall be lawful for ſuch Officer of Excile to charge the Diſtiller as if the ſaid Still was filled with Pot-Ale, and ſuch Diſtiller ſhall pay the Duties due and payable to His Majeſty accordingly.

And whereas by an Act paſſed in the Third and Fourth Years of His Majeſty's Reign, intituled, An Act for continuing and amending two ſeveral Acts of Parliament therein mentioned, and for the more effectual preventing of Frauds in His Majeſty's Cuſtoms and Exciſe, and for other Purpoſes therein mentioned, it is Enacted, That no Diſtiller or Diſtillers for Sale, ſhall ſet in his, her, or their Backs, or other Veſſels made uſe of for fermenting Waſh, Molaſſes, or Sugar, any leſs Quantity of Waſh than Four Hundred Gallons at

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any one Time, on Pain of forfeiting Ten Pounds for every ſuch Offence, to be recovered in Manner therein mentioned: And whereas it was the Intention of the ſaid Act, that not leſs than Four Hundred Gallons of Waſh made from Sugar or Molaſſes, ſhould be ſet in any one Back or Veſſel, be it Enacted by the Authority aforeſaid, That no Diſtiller or Diſtillers, from and after the Twenty-fourth Day of June, One thouſand ſeven hundred and ſeventy-ſix, ſhall ſet in any Back or Veſſel made uſe of for fermenting Waſh of Molaſſes or Sugar, any leſs Quantity than Four Hundred Gallons at any one Time, on Pain of forfeiting Ten Pounds Sterling for every ſuch Offence.

And whereas by an Act made in the Fifth and Sixth Years of his Majeſty's Reign, intituled, An Act for continuing and amending ſeveral Laws relating to His Majeſty's Revenue, and for the more effectual preventing of Frauds therein, and for other Purpoſes therein mentioned, it is among other Things Enacted, That every Common Brewer of Beer and Ale, and every Common Diſtiller or Maker of Loth Wines, Spirits, Aqua Vitæ, or Strong Waters for Sale within this Kingdom, ſhall, on every Viſit made by any Officer or Officers of Exciſe, after Sun-ſet in the Evening, and before Sun-riſe in the Morning, at the reſpective Brew-houſes and Still-houſes of ſuch Brewer or Diſtiller,

Distiller, furnish and supply such Officer and Officers, on Demand made by him or them, with Lights sufficient to enable such Officer or Officers to search, survey, and examine the Stock of Beer, Ale, Spirits, Aqua Vitæ, and Strong Waters then on Hand, belonging to such Brewers and Distillers respectively, under the Penalty of forfeiting the Sum of Five Pounds for every Time such Brewer or Distiller shall neglect or refuse, on Demand made as aforesaid, to supply such Lights as therein is directed: And whereas Distillers, since the passing the said recited Act, have made and continue to make their Stilling-houses so very Dark, that no Officer of Excise can even, in the Day-time, take an exact and true Account of the Stock on Hand, whereby great Frauds are committed by Distillers for Sale; for Remedy thereof, be it Enacted by the Authority aforesaid, That from and after the Twenty-fourth Day of June, One thousand seven hundred and seventy-six, every Distiller or Distillers shall on every such Visit, as well by Day as by Night, furnish and supply the Officer or Officers of Excise, on Demand made by him or them, with Lights sufficient to enable such Officer or Officers, at all Times, to search, survey, examine, view, and gauge all the Stock of Wash, Pot-ale, Singlings, or Low Wines and Spirits, of or belonging to such Distiller or Distillers, as well by Day as by Night,

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under the Penalty of forfeiting for every such Neglect, the Sum of Five Pounds Sterling.

And be it further enacted by the Authority aforesaid, That from and after the twenty-fifth Day of March, One thousand seven hundred and seventy-six, there shall not any Duty whatsoever be paid to His Majesty, His Heirs or Successors, for or on Account of any Bread or Biscuit of the Manufacture of this Kingdom, exported out of the same.

And whereas by an Act passed in the Thirty-third Year of the Reign of King George the Second, intituled, An Act for better regulating the Collection of His Majesty's Revenue, and for preventing of Frauds therein, and for repealing an Act made the last Session of Parliament, *intituled*, An Act for continuing and amending several Laws heretofore made relating to His Majesty's Revenue, and for the more effectual preventing of Frauds in His Majesty's Customs and Excise, and the several Acts and Statutes which are mentioned in the said Act, and continued thereby; and by another Act passed in the Fifth Year of His present Majesty's Reign, intituled, An Act for continuing and amending several Laws relating to His Majesty's Revenue, and for the more effectual preventing of Frauds therein, and for other Purposes therein mentioned, several Drawbacks are given of

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the ſeveral Duties impoſed upon Spirits made or diſtilled within this Kingdom, upon the Exportation of ſuch Spirits, ſo that no more than one Third Part of a Penny per Gallon of the Inland Exciſe paid upon ſuch Spirits, ſhall remain on the ſame when exported: And Whereas by an Act paſſed in the preſent Seſſion of Parliament, intituled, An Act for granting unto His Majeſty an additional Duty on the ſeveral Commodities, Goods, and Merchandizes therein mentioned, and for prohibiting the Importation of all Gold and Silver Lace, and all Cambricks and Lawns, except of the Manufacture of *Great Britain*, a further additional Duty of Four Pence per Gallon was granted upon Spirits made or diſtilled within this Kingdom, but the Clauſe for allowing the Drawbacks upon the Exportation of ſaid Spirits, hath by Miſtake been omitted in the ſaid Act; be it Enacted by the Authority aforeſaid, That from and after the Twenty-fifth Day of March, One thouſand ſeven hundred and ſeventy-ſix, when and as often as Bere and Barley ſhall not exceed Nine-Pence the Stone, the Rates and Prices of ſuch Bere and Barley to be aſcertained in the ſame Manner, as is directed by an Act made in the Twenty-ninth Year of His late Majeſty's Reign, intituled, An Act for the further Encouragement of Tillage, it ſhall and may be lawful for any Perſon in any Sea-port, or upon any navigable

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River, to export and ſhip off as Merchandize (within any of the uſual and allowed Ports by Law, and that the common Quays for Exportation, or Quays to be appointed for that Purpoſe, and within the uſual Hours, for Account of himſelf or any other) to be exported into Foreign Parts, in the Preſence of ſome ſworn Officer of Excile to be appointed by the Commiſſioners or Sub-Commiſſioners of Excile, upon Notice thereof to them to be given at the Office of Excile within the Limits of the reſpective Diſtricts of the reſpective Ports or Places from whence the ſame ſhall be ſo ſhipped, any Sort of Spirits or Strong Waters diſtilled in this Kingdom; and ſuch Officer ſhall certify the Quantity of ſuch Spirits or Strong Waters ſo ſhipped off, to the Commiſſioners or Officers of Excile of the reſpective Diſtricts, who are hereby required to make an Allowance, or to repay, in the Way of Drawback, all Inland Excile which ſhall have been paid for ſuch Spirits or Strong Waters ſo exported, unto the Perſon or Perſons ſo exporting the ſame within one Month after ſuch Exportation.

And whereas by an Act paſſed in the thirteenth and fourteenth Years of the Reign of His preſent Majeſty, intituled, An Act for continuing and amending ſeveral Laws now in Force relating to His Majeſty's Revenue, and for the more effectually preventing Frauds therein; it

it is, amongst other Things, enacted, That no Perſon or Perſons whatſoever, ſhall have or keep in his, her, or their Cuſtody, or Poſſeſſion, or ſhall make Uſe of any Still, Black-pot, Alembick, or other Veſſel for making or diſtilling of any Spirits or Strong Waters, before he or ſhe ſhall be licented thereunto by one or more of the Chief Commiſſioners of His Majeſty's Revenue of Exciſe: And whereas ſome Doubts have been conceived concerning the Power of the Commiſſioners of Exciſe to refuſe Licences, in Conſequence of the ſaid Act, to Perſons reſiding within the Precincts of Market Towns or Towns Corporate; be it Enacted by the Authority aforeſaid, That Licences ſhall be granted by the ſaid Commiſſioners without Fee or Reward to all Diſtillers or Perſons intending to erect Diſtilleries, who actually reſide within any Town where Markets are uſually held at ſtated Times, and in which ſuch Markets were actually eſtabliſhed before the Twenty-fourth of June, One thouſand ſeven hundred and ſeventy-four. CHAP. XV.

Provided allways, That it ſhall and may be lawful for the ſaid Commiſſioners to withdraw their Licences, if the Perſons to whom they are granted ſhall change their Place of Abode; and alſo from all Perſons who ſhall be legally convicted before the Commiſſioners or Sub-Commiſ-

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ſioners of Exciſe, of any Fraud or Offence againſt the Laws of Exciſe, which ſhall ſubject them to a Penalty of Five Pounds or upwards.

And whereas by an Act made in the Third and Fourth Years of His Majeſty's Reign, intituled, An Act for continuing and amending Two ſeveral Acts of Parliament therein mentioned, and for the more effectual preventing of Frauds in His Majeſty's Cuſtoms and Exciſe; and for other Purpoſes therein mentioned, it is amongſt other Things enacted, That from and after the Twenty-fourth Day of June, One thouſand ſeven hundred and ſixty-four, all Waſh and Pot-ale which ſhould be found in any Houſe, Out-houſe, or other Place (not belonging to a Common Diſtiller of Spirits, Aqua Vitæ, or Strong Waters, for Sale) and where no Still, Black-pot, or Alembick is ſet and fixed for diſtilling of the ſame Wall be ſpilled by any Officer of His Majeſty's Revenue of Exciſe who ſhall find and diſcover the ſame, unleſs the Sum of Ten Pence for every Nine Gallons of Pot-ale, or the like Sum for every Six Gallons of Molaſſes or Sugar-Waſh (being the Duties due and payable to His Majeſty therefrom) be immediately paid, or ſufficient Security given to ſuch Officer of Exciſe for the Payment thereof: And whereas the ſaid Clauſe hath been found ineffectual to anſwer the Purpoſes thereby intended;

intended; therefore be it Enacted by the Authority aforesaid, That from and after the Twenty-fourth Day of June, One thousand seven hundred and seventy-six, the said Clause in the said recited Act shall and may be, and the same is hereby repealed, made void, and of none Effect, to all Intents and Purposes whatsoever; and that from and after the said Twenty-fourth Day of June, One thousand seven hundred and seventy-six, all Wash and Pot-ale which shall be found in any House, Out-house, or other Place not belonging to a Common Distiller of Spirits, Aqua Vitæ, or Strong Waters for Sale); and where no Still, Black-pot or Alembick is set and fixed for distilling of the same, may be spilled by any Officer of His Majesty's Revenue of Excise who shall find or discover the same.

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And whereas the importing of Tobacco-Stalks into this Kingdom, is productive of great Frauds, to the Diminution of His Majesty's Revenue, and the Detriment of the fair Trader; in order to prevent the same, be it Enacted by the Authority aforesaid, That from and after the Twenty-fourth Day of June, in the Year of Our Lord One thousand seven hundred and seventy-six, no Tobacco-Stalks or Stems stripped from the Leaf shall be imported into this Kingdom, under Penalty of the Forfeiture of the same, or the Value thereof.

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And be it further Enacted by the Authority aforesaid, That from and after the said Twenty-fourth Day of June, One thousand seven hundred and seventy-six, all Tobacco-Stalks or Stems in any Package whatsoever, shall be seized and forfeited, if found on Board any Ship, Vessel, or Boat in any Port or Harbour in this Kingdom, or hovering within Three Leagues of this Kingdom, or shall be discovered so to have been, although Bulk shall not appear to have been broke, or any of the said Tobacco-Stalks or Stems run, or attempted to have been run out of such Ship, Vessel, or Boat, save only and except such Tobacco-Stalks or Stems as have been stripped from Tobacco legally imported into this Kingdom, and for which His Majesty's full Duties shall have been paid, and have been put on Board any Ship, Boat, or Vessel to be sent Coastways by Cocket from one Port to another in this Kingdom.

And be it Enacted by the Authority aforesaid, That from and after the last mentioned Twenty-fourth Day of June, all Tobacco, Tobacco-Stalks and Stems, which shall be seized and legally condemned, and which after Condemnation will not sell publickly for the full Duties payable to His Majesty, shall be burned, or otherwise destroyed; and that the Commissioners

ers of His Majesty's Revenue may, if they shall think fit, cause the Officer, or other Person making such Seizure, to be rewarded, in such Manner as they shall think proper, such Reward not to exceed one Penny per Pound Weight, in Lieu of all other Allowances. CHAP. XV.

And whereas Goods and Merchandizes have from Time to Time been smuggled into this Kingdom, to the great Detriment of His Majesty's Revenue and the fair Trader; in Order to prevent the same, be it Enacted by the Authority aforesaid, That from and after the said Twenty-fourth Day of June, One thousand seven hundred and seventy-six, all Contracts, Notes, Bills, Bonds, Judgments, Mortgages, or other Securities, given or executed by any Person or Persons, where the Whole, or any Part of the Consideration of such Security or Securities shall be for any Goods, Wares, or Merchandizes which shall be run or brought into this Kingdom with an Intent to run the same (to defraud His Majesty, His Heirs and Successors, of the Duties now payable, or which shall at any Time hereafter be lawfully imposed upon any such Goods, Wares, or Merchandizes,) shall, as between the Constrator or Constrators, Drawer and Drawee, Conuzor and Conuzee, Mortgagor and Mortgagee, Obligor and Obligee, and all and every Person and Persons having No-

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tice that any ſuch Note, Bill, Bond, Mortgage, Judgment, or other Security, was given and executed for Goods ſo run, or intended to be run, be utterly void to all Intents and Purpoſes whatſoever.

And be it further Enacted by the Authority aforeſaid, That an Act made in the Thirty-third Year of the Reign of His late Majeſty King George the Second, intituled, An Act for better regulating the Collection of His Majeſty's Revenue, and for preventing of Frauds therein; and for repealing an Act made the laſt Seſſions of Parliament, *intituled*, An Act for continuing and amending ſeveral Laws heretofore made relating to His Majeſty's Revenue, and for the more effectual preventing of Frauds in His Majeſty's Cuſtoms and Exciſe, and the ſeveral Acts and Statutes which are mentioned in the ſaid Act, and continued thereby; and alſo one other Act made in the Firſt and Second Years of His Majeſty's Reign, intituled, An Act for continuing and amending an Act, *intituled*, An Act for better regulating the Collection of His Majeſty's Revenue, and for preventing Frauds therein; and for repealing an Act made the laſt Seſſion of Parliament, *intituled*, An Act for continuing and amending ſeveral Laws heretofore made, relating to His Majeſty's Revenue, and for the more effectual preventing of Frauds in His Majeſty's Cuſtoms and Exciſe, and the ſeveral

Acts

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Acts and Statutes wliich are mentioned in the ſaid Act, and continued thereby; **and alſo one other Act made in the Third and Fourth Years of His Majeſty's Reign, intituled,** An Act for continuing and amending Two ſeveral Acts of Parliament therein mentioned, and for the more effectual preventing of Frauds in His Majeſty's Cuſtoms and Exciſe, and for other Purpoſes therein mentioned; **and alſo one other Act made in the Fifth and Sixth Years of His Majeſty's Reign, intituled,** An Act for continuing and amending ſeveral Laws relating to His Majeſty's Revenue, and for the more effectual preventing of Frauds therein, and for other Purpoſes therein mentioned; **and alſo one other Act made in the Seventh and Eighth Years of His Majeſty's Reign, intituled,** An Act for the further Improvement of His Majeſty's Revenue, and for continuing and amending ſeveral Acts therein particularly mentioned; **and alſo one other Act made in the Eleventh and Twelfth Years of His Majeſty's Reign, intituled,** An Act for the further Improvement of His Majeſty's Revenue, and the more effectual preventing of Frauds therein; and for continuing and amending ſeveral Laws heretofore made, and now in Force, relative to His Majeſty's ſaid Revenue; **and alſo one other Act made in the Thirteenth and Fourteenth Years of His Majeſty's Reign, intituled,** An Act for continuing and amending ſeveral Laws now in Force, relating to His

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Majeſty's Revenue, and for the more effectual preventing Frauds therein; and all and every the Clauſes therein reſpectively contained (except ſuch parts thereof as are altered, repealed, or amended by this preſent Act, or by any of the ſaid recited Acts,) ſhall continue and be in Force for the Space of Two Years, from the Twenty-fourth Day of June, One thouſand ſeven hundred and ſeventy-ſix, and from thence to the End of the then next Seſſion of Parliament, and no longer.

And be it further Enacted by the Authority aforeſaid, That all and every the Fines, Penalties, and Forfeitures inflicted by this Act, or by the ſaid ſeveral Acts of Parliament herein before laſt particularly mentioned or recited, or by any of them (other than and except ſuch as by this Act, or by any of the ſaid recited Acts of Parliament herein before laſt mentioned, are otherwiſe provided for) ſhall and may be ſued for, recovered, levied and applied, in ſuch Manner and Form, and by ſuch Ways and Means, and with ſuch Powers and Authorities, as are preſcribed, directed, and appointed in and by an Act of Parliament made in the Fourteenth and Fifteenth Years of the Reign of King Charles the Second, intituled, An Act for ſettling the Exciſe or New Impoſt upon His Majeſty, His Heirs and Succeſſors, according to the Book of Rates therein inſerted, as fully and

and effectually, to all Intents, Constructions, and Purposes, as if the same were particularly mentioned and expressed and re-enacted in the Body of this present Act, with the like Remedy of Appeal to and for the Party or Parties who shall think him, her, or themselves aggrieved or injured, as in and by the said Act of Excise is provided. CHAP. XV.

Provided always, and be it Enacted by the Authority aforesaid, That this Act, and the several Provisions hereby made, shall continue and be in Force, for the Space of Two Years, from the Twenty-fourth Day of June, One thousand seven hundred and seventy-six, and from thence to the End of the then next Session of Parliament, and no longer.

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AN

ACT

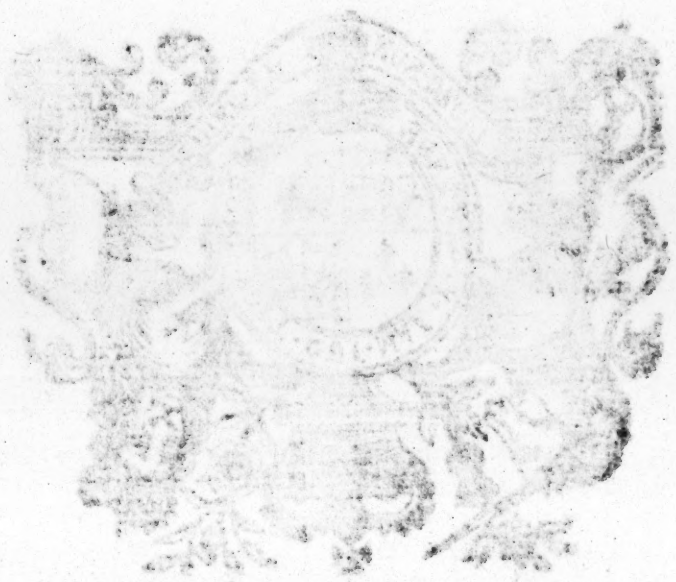
FOR

Better regulating the Elections of Members to ſerve in Parliament.



DUBLIN:

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Anno Regni decimo Quinto & Sexto

GEORGII Tertii Regis.

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An Act for better regulating the Elections of Members to ſerve in Parliament.

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WHEREAS the Idleneſs and Diſſipation, cauſed by the Length of Time frequently ſpent in the Poll at Elections for Members to ſerve in Parliament, are productive of many Evils, and are of dangerous Tendency to the Freedom of Election; be it enacted by the King's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal and Commons in this preſent Parliament aſſembled, and by the Authority of the ſame, That in all Caſes where the Election cannot be determined

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upon View, and a Poll ſhall be demanded, the Sheriff, or other Returning Officer or Officers, on every Election, whenever it ſhall appear, that upon the laſt, or any former Election, the Number of Electors have exceeded Four Hundred, ſhall, before the Commencement of the Poll, appoint one Deputy to take the Poll under him or them, at the ſame Time, and in the ſame Court-Houſe, or if there ſhall not be convenient Room therein, in the neareſt convenient Place; and ſhall not, during ſuch Election, adjourn for any longer Time than from Day to Day, except from Saturday to Monday, unleſs with the Conſent of all the Candidates. And that every Sheriff and other Returning Officer and Officers, and every Deputy, ſhall, before he proceed to take the Poll, take and ſubſcribe, in open Court, if thereunto required by any Elector, the Oath following, which any Elector is hereby impowered to adminiſter.

I do ſwear, That I will honeſtly and impartially, without Favour to any Candidate, take the Poll at this Election; and that I have not, directly or indirectly, received, nor will hereafter receive, any Money, Gift, Reward, Promiſe, Contract, or Security for Money, or other Reward, for, or in reſpect of the Conduct I ſhall obſerve during the enſuing Poll, or the Return I ſhall make at the Cloſe thereof; Which laſt Words, that is to ſay, or the Return I ſhall make at the Cloſe thereof,

ſhall

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shall be omitted when the Oath is administered to a Deputy, and instead thereof there shall be inserted these Words: And that I will make a fair and true Return of the Poll to be by me taken, to the Returning Officer who has appointed me, whenever, and as often as I shall be thereunto required by him.

And be it, Enacted by the Authority aforesaid, That every Returning Officer or Officers, who shall have appointed a Deputy, may, from Time to Time, during the Poll, as he shall think proper, remove such Deputy, and appoint another Person Deputy in his Room; and that such Deputy shall, upon Notice given to him by the Returning Officer each Day, close his Poll-Book, and deliver in the same immediately to said Officer, who shall cast up therefrom the Number of Votes polled on said Day for each Candidate, and cause the Cast thereof for each Candidate to be read aloud, and entered in his Poll-Book in open Court; and if such Deputy shall refuse to deliver his Poll-Book, when required by the Returning Officer, or shall continue to take the Poll after he shall have been directed by him to stop, and before he shall be again directed by him to proceed, or after his Deputation shall be revoked, he shall forfeit the Sum of Five Hundred Pounds; (to be recovered by any Person who will sue for the same in any of His Majesty's Courts of Record, to and for the Use of such Person suing) and

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every Vote admitted by him after ſuch Refuſal, Direction to ſtop, or Revocation, ſhall be conſidered null and void to all Intents; but the Perſon who gave ſuch Vote, is not thereby diſabled to give his Vote at ſuch Election, before the Sheriff or other Returning Officer.

Provided allways, and be it enacted, That ſuch Removal and new Appointment of a Deputy, and ſuch Notices to the ſaid Deputy to cloſe the Poll, and deliver up the Book, ſhall be made publickly and proclaimed in the Place where ſuch Deputy reſpectively ſhall take the Poll, by the Sheriff or Under-Sheriff, or ſome Perſon to be appointed for that Purpoſe by the Sheriff.

And be it Enacted by the Authority aforeſaid, That if any Perſon or Perſons ſhall violently and outrageouſly diſturb the Court, or other Aſſembly duly holden for the Election of a Member or Members to ſerve in Parliament, or interrupt the Proceeding of the Poll, ſuch Diſturbance or Riot ſhall not be any Excuſe to the Returning Officer, nor afford him any Pretence for cloſing the Poll, or making a Return, but the Court, or other ſuch Aſſembly as aforeſaid, ſhall thereupon be adjourned for ſome convenient Time, as the Occaſion may require; and if it ſhould be neceſſary, ſhall be further continued by Adjournment, from Time to Time, till ſuch Diſturbance

Disturbance shall have ceased, when such Returning Officer shall return, and again proceed on taking the Poll; and every Person who shall be convicted of having violently and outrageously disturbed the Court, so as to interrupt the Proceeding of the Poll, or of having wilfully effaced, obliterated, torn, altered, or destroyed the Whole, or any Part of the Poll-Book of the Returning Officer, or his Deputy, whereon any Thing relative to the said Election hath been entered, or of having forcibly or fraudulently taken or secreted the same, or any such Part thereof, or the Writ or Precept for holding such Election, he shall be adjudged guilty of Felony, and be transported for seven Years to some one of His Majesty's Plantations abroad.

And be it Enacted by the Authority aforesaid, That no Sheriff or other Returning Officer or Officers shall, upon any Pretence whatsoever, return more than the Number of Persons he shall by his Writ or Precept be required to return; and that in Case of an Equality of Voices for any Two or more Candidates upon the Close of the Poll, he shall be at Liberty to give his casting Voice, whether otherwise legally qualified to vote or not, at such Election; and if any Sheriff or Returning Officer shall return more than the Number of Persons he shall by his Writ or Precept be directed to return,

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and shall be convicted thereof in any of his Majesty's Courts of Record, he shall forfeit and lose the Sum of Two thousand Pounds, to the Person who shall have prosecuted him to Conviction; and he shall be adjudged, and he is hereby declared to be incapable of ever after voting at any Election for Members to serve in Parliament.

And whereas the permitting Persons to vote by Virtue of Rent Charges of a small yearly Value, is a great Inlet to Perjury, and tends to destroy the Freedom of Elections; be it enacted by the Authority aforesaid, That every Person tendering his Vote as a Freeholder at any Election for a Member to serve in Parliament, shall before he be admitted to poll, declare, if thereunto required, whether his Freehold consists in Rent-charge; and that no Person shall have a Right to vote, nor shall be admitted, by any Returning Officer, to poll at any Election of a Member to serve in Parliament by Virtue of a Freehold, consisting of a Rent-charge of a less yearly Value than Twenty Pounds; any Law, Statute, Usage, or Custom to the contrary notwithstanding.

Provided allways, That no Fee-farm Rent shall be deemed a Rent-charge within the Meaning of this Act.

And

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And be it further Enacted by the Authority aforesaid, That every Person offering to vote at any Election for a Member to serve in Parliament, as a Freeholder, shall, before he shall be admitted to poll, if required by any other Elector, take one of the Oaths or Affirmations following, that is to say, if his Freehold shall not consist of a Rentcharge, then he shall take the following Oath, (or Affirmation, if he be a Quaker:)

I of in the County, City, or Town of (**as the Case shall be**) do swear, (**or if a Quaker, do solemnly and truly affirm**) That I am a Freeholder, and have a Freehold consisting of Land or Lands, or of a Tenement or Tements, or Hereditaments, (**as the Case shall happen**) lying or being at in the County, City, or Town of (**as the Case shall be**) of the clear yearly Value of Forty Shillings at the least, above all Charges payable out of the same; and that I did not receive the same, nor was the same granted to me fraudulently in Exchange for a Freehold in this or any other County; and that I have been for six Calendar Months, previous to the Day of the Teste of the Writ, or Precept for holding this Election, in the actual Possession of the said Freehold, or in the Receipt of the Rents or Profits thereof; and that I have not been polled before at this Election:

So help me God.

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But if his Freehold ſhall conſiſt of a Rent-charge, then that he ſhall take the following Oath, or Affirmation, if he be a Quaker.

I of in the County, City, or Town of (as the Caſe ſhall be) do ſwear, That I am a Freeholder, and have a Freehold conſiſting of a Rent-charge upon Land or Lands, Tenement or Tenements, Hereditament or Hereditaments, or all or any of them (as the Caſe ſhall be) lying and being at in the County, City, or Town of (as the Caſe ſhall be) of the clear yearly Value of Twenty Pounds, above all Charges payable out of the ſame, and that I did not receive the ſame, nor was the ſame granted to me in Exchange for a Freehold in this, or any other County; and that I was in Poſſeſſion of the ſaid Rent-charge, and had a Right to receive, and did receive, to my own Uſe, one Year's Rent at the leaſt, ariſing therefrom, Twelve Calendar Months, at the leaſt, before the preſent Vacancy happened: and that I have not refunded, nor will I refund any Part thereof; and that I have not been polled before at this Election.

And the ſaid Oath or Oaths, Affirmation or Affirmations reſpectively, as the Caſe ſhall require, ſhall be adminiſtered and taken in Lieu and Stead of the Oath or Affirmation required by a certain Act of Parliament, made and paſſed in the Twenty-firſt Year of the Reign of His late

late Majesty King George the Second, intituled, An Act to amend and make more effectual an Act, *intituled*, An Act for better regulating Elections of Members to serve in Parliament, and for the more effectual quieting of Corporations, and securing the Right of Persons who have, or shall be elected into the Offices of Aldermen and Burgesses within any Corporation of this Kingdom. CHAP. XVI.

Provided always, That if the Freehold, whether it be a Rent-charge or other Estate, by Virtue of which any Person shall tender his Vote, shall have come to him by Marriage, Marriage-Settlement, Descent, Presentation to a Benefice, Devise, or by Promotion to some Office, to which such Freehold shall have been annexed, then the Words in the first-mentioned Oath, And that I have been for six Calendar Months, previous to the Day of the Teste of the Writ or Precept for holding this Election, in the actual Possession of the said Freehold, or in the Receipt of the Rent and Profits thereof; **or the Words in the last mentioned Oath,** And that I was in Possession of the said Rent-charge, and had a Right to receive, and did receive to my own Use, one Year's Rent at the least arising therefrom, Twelve Calendar Months, at the least, before the present Vacancy happened, **shall be omitted, if the Person tendering his Vote shall desire it, and instead thereof shall be inserted, in which ever of the said Oaths such Person shall take, the Words following;** And that the said Freehold came to me

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by Marriage, Marriage Settlement, Deſcent, Deviſe, Preſentation to a Benefice, or by Promotion to ſome Office, to which ſuch Freehold is affixed (**as the Caſe ſhall be**) before the preſent Vacancy happened. **And if any Elector ſhall require the ſame, the following Words ſhall be added to ſuch Oaths reſpectively, that is to ſay,** And that I am not a Papiſt, nor married to a Papiſt, and I do not educate, or ſuffer to be educated, any of my Children under the Age of Fourteen Years in the Popiſh Religion; and that I am of the Age of Twenty-one Years, as I verily believe.

Provided allways, That where a Convert from the Popiſh to the Proteſtant Religion ſhall tender his Vote upon any Election for a Member to ſerve in Parliament, the Words, married to a Papiſt, **ſhall be omitted, and the following Words ſhall be inſerted in their Stead, if required by ſuch Convert,** have I ſince my Conformity to the Proteſtant Religion, married any Papiſt now living.

Provided allways, That every Sheriff, or other Returning Officer or Officers, or his or their Deputy, ſhall have full Power and Authority to adminiſter the reſpective Oaths or Affirmations in this Act mentioned, but not to any Perſon whoſe Freehold is, by the Acts now in Force, required to be regiſtered, until it ſhall appear to him or them, that ſuch

Freehold

Freehold had been duly registered in Manner thereby prescribed. CHAP. XVI.

And be it further Enacted by the Authority aforesaid, That no Person whatsoever shall be admitted to vote as an Inhabitant, on any Election for any Member or Members to serve in Parliament for any Borough in this Kingdom, where the Right of Voting is vested in the Protestant Inhabitants in general, or in the Freeholders or Inhabitants, until such Person so tendering his Vote, in Case of any Objection made thereto by any Elector, shall take the following Oath, or, if a Quaker, Affirmation, instead of the Oath directed by an Act made in the Third Year of His present Majesty, intituled, An Act for the more effectual preventing Bribery and Corruption in the Elections of Members to serve in Parliament, and the Magistrates of Cities, Boroughs, and Towns-Corporate, **that is to say,**

I ..... do swear, or (if a Quaker) do affirm, that I am an Inhabitant of (**here naming the Place where such Election is**) and that my House is situated in and my next Neighbours are and I have been an Inhabitant of the said Borough for these six Months last past, and that I am not, nor have I been within these six Months last past, an Inmate or Lodger, with any other Person in said Borough, but have paid the usual and customary

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Taxes and Ceſſes, in ſaid Borough as an Houſeholder, which have been legally demanded of me; and that I did not divide my Houſe, in order to multiply Votes at this Election; and that I did not come to reſide in ſaid Borough, ſince the preſent Vacancy happened, nor in order to give my Vote at this Election.

So help me God.

And if any Candidate, or any Perſon having a Right to vote, ſhall require it, theſe Words ſhall be added to the ſaid Oath: And that I am of the Age of Twenty-one Years, as I verily believe; **(and if the ſame ſhall be in like Manner required, the following Words ſhall alſo be added)** and that I am not a Papiſt, nor married to a Papiſt, and do not educate, or ſuffer to be educated, any of my Children, under the Age of Fourteen Years, in the Popiſh Religion; **provided, that if a Convert from the Popiſh Religion ſhall tender his Vote, inſtead of theſe Words** (nor married to a Papiſt) **then ſhall be inſerted in the ſaid Oath the following Words, that is to ſay,** Nor have I, ſince my Conformity to the Proteſtant Religion, married any Papiſt now living.

Which Oath or Affirmation, the Seneſchal, or Returning Officer of ſuch Borough, or his or their Deputy or Deputies, appointed as aforeſaid, is hereby impowered and directed to adminiſter to ſuch Voter, at the Requeſt of any Elector; and on ſuch Voter ſo taking the ſaid Oath, or, if

a

a Quaker, the ſaid Affirmation, then, and not before, ſuch Seneſchal or Returning Officer ſhall admit ſuch Vote; and the ſaid Oath or Affirmation, if a Quaker, ſhall be abſolutely final and concluſive Evidence to the ſaid Seneſchal or Returning Officer of ſuch Borough, or his Deputy, that the Perſon ſo taking ſaid Oath, or making ſaid Affirmation, is qualified to vote at ſuch Election; and no ſuch Voter ſhall be liable to any further Scrutiny or Examination whatſoever, before ſuch Seneſchal or Returning Officer, or his Deputy, on any ſuch Election. CHAP. XVI.

And be it further Enacted by the Authority aforeſaid, That if any Sheriff, or other Returning Officer, his or their Deputy or Deputies, Elector or Perſon taking the Oath or Oaths, or Affirmation herein before mentioned, or any of them, ſhall be guilty of wilful and corrupt Perjury, or falſe Affirming, he ſhall and may be proſecuted for the ſame, by Indictment, or otherwiſe, as Perjury, in any Court of Record, may now be proſecuted; and being thereof convicted, he ſhall incur and ſuffer the Pains and Penalties which by Law are or may be inflicted in Caſes of wilful and corrupt Perjury.

And be it Enacted by the Authority aforeſaid, That no Perſon hereafter to be elected to ſerve in Parliament for any

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County, City, Town, or Borough within this Kingdom, after the Teste of the Writ of Summons to Parliament, upon the calling or summoning of any Parliament hereafter, shall, by himself, his Friends, or Agents, or any employed on his Behalf, and at his Cost and Charge before his Election to serve in Parliament, for any County, City, Town, or Borough within this Kingdom, directly or indirectly give, present, or allow to any person or persons having Voice or Vote in such Elections, any Money, Wear, Drink, Entertainment, or Provision, or make any Present, Gift, Reward, or Entertainment, or shall at any Time hereafter make any Promise, Agreement, Obligation or Engagement, to give or allow any Money, Meat, Drink, Provision, Present, Entertainment, or Reward, to or for any such Person or Persons in particular, or to any such County, City, Town or Borough in general, or to or for the Use, Advantage, Benefit, Employment, Profit or Preferment of any such Person or Persons, Place or Places, in order to be elected, or for being elected to serve in Parliament for such County, City, Town, or Borough.

And be it further Enacted and Declared by the Authority aforesaid, That every Person and Persons so giving, presenting, or allowing, making, promising, or engaging, doing, acting, or proceeding, shall be, and are hereby Declared and Enacted,

Disabled,

disabled, and incapacited upon such Election to serve in Parliament for such County, City, Town, Borough, or Place; and that such Person or Persons shall be deemed and taken, and are hereby Declared and Enacted to be deemed and taken, not to be Members in Parliament, nor shall act, sit, or have any Vote or Place in Parliament, but shall be, and are hereby Declared and Enacted to be, to all Intents, Constructions, and Purposes, as if they had been never returned or elected Members for the Parliament.

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CHAP. XVII.

AN

ACT

TO

Explain and amend the ſeveral Statutes now in Force in this Kingdom, relative to the Exchange of Glebe Lands, and the Endowment of Churches with New Glebes; and to remove ſome Doubts relative to ſaid Statutes; and for other Purpoſes.

DUBLIN:

Printed by the Executors of DAVID HAY, Aſſignee of the late BOULTER GRIERSON, Printer to the King's Moſt Excellent Majeſty, MDCCLXXV.

CHAP.
XVI.

AN

ACT

TO

Explain and amend the several Statutes now in Force in this Kingdom, relative to the Exchange of Glebe Lands, and the Endowment of Churches with New Glebes; and to remove some Doubts relative to said Statutes; and for other Purposes.

Anno Regni decimo Quinto & Sexto

GEORGII Tertii Regis.

An Act to explain and amend the ſeveral Statutes now in Force in this Kingdom, relative to the Exchange of Glebe Lands, and the Endowment of Churches with New Glebes; and to remove ſome Doubts relative to ſaid Statutes; and for other Purpoſes.

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WHEREAS a Doubt hath ariſen, whether under the ſeveral Acts of Parliament now in Force in this Kingdom, relative to the Exchange of Glebe Lands, and for other Purpoſes, a Tenant for Life of Lands in Poſſeſſion, is empowered and authorized, by Virtue of the ſaid Acts, to exchange ſuch Lands, or any Part thereof, in like Manner, and for ſuch Purpoſes, as Tenants in Tail in Poſſeſſion, are enabled and authorized to do by Virtue of ſaid Act or any of them: Now, in order to remove ſaid Doubt, and for the better and more ſpeedy Execution of the good Purpoſes intended by ſaid Acts,

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be it Enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons in this present Parliament assembled, and by the Authority of the same, That it shall and may be lawful to and for every Person or Persons, being seized of an Estate for Life in Possession in any Lands, by his or their Deed or Deeds, under his or their Hands and Seals, to exchange such Lands, or any Part thereof, as a Glebe for the Incumbent or Minister of any Parish, having actual Cure of Souls, or for a Demesne for a Master of any Free-School, in such Manner, and to such Effect, as Persons seized of an Estate Tail in Possession of any Lands, are enabled to grant such Lands, as a Glebe for the Incumbent of any Parish, having actual Cure of Souls, by an Act that passed in the First Year of his late Majesty King George the Second, intituled, An Act for rendering more effectual an Act, *intituled*, An Act for the better enabling of the Clergy, having Cure of Souls, to reside on their respective Benefices, and for the Encouragement of Protestant Schools within this Kingdom of *Ireland*; and under such Restrictions as he or they might have done, by Virtue of an Act, intituled, An Act for the Exchange of Glebes belonging to Churches in this Kingdom, which passed in the Second Year of Her late Majesty Queen Anne, or any other Act now in Force in this Kingdom.

And

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And whereas there is some Room to doubt, from the several Laws and Statutes now in Force in this Kingdom, relative to the Endowment of Churches, Chappels, perpetual Curacies, and Free-Schools with new Glebes or Demesne Lands, whether such Endowments, or any of them as aforesaid, can be made, under the Powers, and by Virtue of the several Statutes now in Force in this Kingdom for that Purpose, in any Case where such Church, Chappel, or perpetual Curacy, or Free-Schools, so to be endowed with such new Glebe or Demesne, shall, at the Time of said intended Endowment, be possessed of Ten Acres of Glebe Lands in Perpetuity, to such Church, Chappel, or perpetual Curacy, or Free-School belonging: Now, in order to remove said Doubt, and for the better Encouragement of the Clergy to build Glebe Houses, and to reside within their respective Parishes, be it Enacted by the Authority aforesaid, That it shall and may be lawful for any Ecclesiastical or Lay Corporation, or Body Corporate or Politick, and for every Person or Persons seized of an Estate in Fee, or for Life, or in Tail, of any Lands in Possession, without the Consent of the next Heir, or next in Remainder, under the several Rules, Limitations, and Restrictions of the said several Statutes in Force in this Kingdom for that Purpose, and in Pursuance of the same, to endow with

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new Glebe and Demesne any Church, Chappel, perpetual Curaty, or Free-School, though such Church, Chappel, perpetual Curacy, or Free-School, should, at the Time of said Endowment, be in Possession of more than Ten, and under Twenty Acres of Glebe Lands or Demesne, to such Church, Chappel, perpetual Curacy, or Free-School of right belonging; provided that such Quantity of Land so granted, together with all other Glebe to such Church, Chappel, perpetual Curacy, or Free-School before belonging, shall not exceed Forty Acres Plantation Measure.

Provided, That nothing in this Act contained, shall extend, or be construed to extend, to alter or take away from the Force of the several Laws and Statutes now in Force in this Kingdom, relative to the Exchange of Glebe Lands, or the Endowments of Churches with new Glebes, but the same, and every part thereof, shall remain, and be in full Force, as if this Act had never been made, save where they, or any of them, are altered or amended by this Act.

And whereas the Mother-Church of the Parish of Armagh hath been in Ruins, for a Time past the Memory of Man, insomuch that the Site of said Church cannot at this Day be sufficiently ascertained: And whereas the Cathedral Church of Saint Patrick's, situate in the City of Armagh,

Armagh, hath been hitherto made use of, from its convenient Situation to all Parts of said Parish, to serve for all the legal Purposes of a Parish-Church within said Parish; be it Enacted by the Authority aforesaid, That all Acts had and done heretofore in said Cathedral Church, as the Mother-Church of said Parish, shall be, and are hereby declared to be, as good and valid in Law, to all Intents and Purposes, as if the said Cathedral Church had been the Mother-Church of said Parish, and that for the future the said Cathedral Church of Saint Patrick's, Armagh, be deemed and taken to be the Mother-Church of said Parish of Armagh, for all legal Purposes whatsoever within the said Parish, without Prejudice to the Rights, Privileges or Immunities of said Cathedral; and also saving to his Grace the Lord Archbishop of Armagh, his Successors, and the Dean and Chapter of said Cathedral, and their Successors, their several and respective and distinct Rights, Privileges and Immunities in said Cathedral, any Thing in this Act contained to the contrary in any wise notwithstanding. CHAP. XVII.

CHAP. XVIII.

AN

ACT

FOR

Licenſing Hawkers and Pedlars, and for the Encouragement of *Engliſh* Proteſtant Schools.



DUBLIN:

Printed by the Executors of DAVID HAY, Aſſignee of the late BOULTER GRIERSON, Printer to the King's Moſt Excellent Majeſty. MDCCLXXV.

Anno Regni Decimo Quinto & ſexto

GEORGII Tertii Regis.

An Act for Licenſing Hawkers and Pedlars, and for the Encouragement of *Engliſh* Proteſtant Schools.

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WHEREAS the continuing the Encouragement formerly given to Engliſh Proteſtant Schools, will be of great Benefit to this Kingdom, and it is reaſonable that ſome Publick Fund ſhould be applied and ſet apart for that Purpoſe; be it Enacted by the King's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal and Commons in this preſent Parliament aſſembled, and by the Authority of the ſame, That from and after the Twenty-fifth Day of March, One thouſand ſeven hundred and ſeventy-ſix, until the Twenty-fifth Day of March, One thouſand ſeven hundred and ſeventy-

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eight, there shall be answered and paid unto His Majesty, His Heirs and Successors, by every Hawker, Pedlar, Petty-Chapman, or other Trading Person or Persons going from Town to Town, or to other Mens Houses, Fairs, Marts, or Markets, and travelling either on Foot, or with Horse, Horses, or otherwise, in this Kingdom (except as herein after mentioned) and carrying to sell, or exposing to Sale, any Goods, Wares, or Merchandizes (except as hereinafter mentioned) a Duty of Twenty Shillings by the Year; and that every Person so travelling with any Horse or Horses, Ass or Asses, Mule or Mules, or any other Beast or Beasts, bearing or drawing Burthen, shall pay the Sum of Twenty Shillings by the Year, from the Twenty-fifth Day of March, One thousand seven hundred and seventy-six, to the Twenty-fifth Day of March, One thousand seven hundred and seventy-eight, for each Horse, Ass, or Mule, or other Beast bearing or drawing Burthen, he or she shall so travel with, over and above the said first mentioned Duty of Twenty Shillings by the Year, which said Rates and Duties shall be collected by such Person and Persons, and in such Manner, and by such Ways and Means, as the Duty payable for Licences to keep Alehouses, is raised and collected, by Virtue of an Act made in this Kingdom in the Thirty-third Year of the Reign of His late Majesty King George the Second, intituled,

intituled, An Act for better regulating the Collection of His Majestys Revenue, and for prevenring of Frauds therein; and for repealing an Act made the last Sessions of Parliament, *Intituled*, An Act for continuing and amending several Laws heretofore made relating to His Majesty's Revenue, and for the more effectual preventing of Frauds in His Majesty's Customs and Excise, and the several Acts and Statutes which are mentioned in the said Act, and continued thereby, **as fully, to all Intents and Purposes, as if the Provisions in the said Act for that Purpose, were particularly mentioned, and expressed and enacted again in the Body of this present Act.** CHAP. XVIII.

And be it Enacted by the Authority aforesaid, That every Pedlar, Hawker, Petty-Chapman, and other Trading Person or Persons so travelling as aforesaid, shall before the Twenty-fifth Day of March, One thousand seven hundred and seventy-six, and so likewise in every Year, deliver, or cause to be delivered, to the Collector of Excise of the District where he or she shall reside or dwell, a Note in Writing, under his or her Hand, or under the Hand of some Person by her or him authorized in that Behalf, how and in what Manner he or she intends to travel and trade, whether on Foot, or with One or more Horse or Horses, Ass or Asses, Mule or Mules, or other Beast or Beasts, bearing or drawing Burthen; and thereupon a Licence or Licences shall be granted by

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such Collector, unto him or her, for his or her so travelling and trading, for which he or she shall thereupon pay, or cause to be paid for each Licence unto such Collector, the yearly Duty herein before directed to be payable for the same.

And be it Enacted by the Authority aforesaid, That if any such Hawker, Pedlar, or Petty-Chapman, or other Person, from and after the said Twenty-fifth Day of March, One thousand seven hundred and seventy-six, be found trading as aforesaid, without, or contrary to, or not warranted by such Licence or Licences, such Person shall, for each and every such Offence, forfeit the Sum of Five Pounds; One Moiety thereof to the Informer, and the other Moiety to the Incorporated Society in Dublin, for promoting English Protestant Schools in Ireland; and that if any Person so trading, upon Demand made by any Revenue Officer or Officers, or by any Justice of the Peace, Mayor, Constable, or other Officer of the Peace of any County, City, Town-Corporate, or Borough, where he or she shall so trade, shall refuse to produce and shew immediately unto such Person or Persons as aforesaid, so demanding the same, his or her Licence or Licences for so trading, to be granted as aforesaid, that then, the Person so refusing, shall forfeit Twenty Shillings, to be paid to the Informer, and for Non-payment thereof,

thereof, shall suffer as a common Vagrant, and be committed to the House of Correction. CHAP. XVIII.

And be it Enacted by the Authority aforesaid, That it shall and may be lawful to and for the said Collectors of the several Districts in this Kingdom respectively, and they are hereby respectively directed, appointed, and required, upon the Terms aforesaid, and upon the Receipt as aforesaid, to grant one or more Licence or Licences, under their respective Hands, to every Hawker, Pedlar, Petty-Chapman, or any other trading Person, for him or herself, with one or more Horse or Horses, Ass or Asses, Mule or Mules, Beast or Beasts, which he or they shall travel with, as the Case shall require, according to the Terms and Directions of this Act; and the said Collectors are hereby required to insert in such Licences as they shall so issue or grant, the Ages, Places of Abode, and a particular Description of the Persons to whom Licences shall be granted, pursuant to this Act, and to number each Licence, and keep particular Entries of such Descriptions and Licences, for each of which Licences there shall be taken by such Collectors, for their own Use, One Shilling, and no more, except such Hawker, Pedlar, or Petty-Chapman, shall travel with Horse, Ass, or Mule, or other Beast, bearing or drawing Burthen, and in that Case, there shall be paid to such Collectors, for their own Use, for each of such Licences for

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Boyles, Ales, Wales, or Beats of Burden, Two Shillings, and no more, over and above the Duties aforesaid; and that the said Collectors shall keep separate and distinct Accounts of the Duties hereby granted, and pay the Money arising thereby into His Majesty's Treasury, as other Money received by them for the Use of His Majesty.

And be it Enacted by the Authority aforesaid, That the said Collectors shall be accountable to His Majesty for the Duties hereby granted, and shall be subject to the like Penalties and Forfeitures, for not rendering a true Account thereof, and paying the same in Manner before mentioned, as they are and stand liable unto for not rendering a true Account of any Money received by them for the Use of His Majesty.

And be it enacted by the Authority aforesaid, That the Monies arising from the said Duties hereby granted, shall from Time to Time be brought into the Receipt of His Majesty's Exchequer, and shall from Time to Time, without any Fee or Deduction whatsoever, be paid by the Vice-Treasurer or Receiver-General of this Kingdom, to the Incorporated Society in Dublin for promoting English Protestant Schools in Ireland, or to their Treasurer for the Time being, for the Use of the said Incorporated Society.

And

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And be it Enacted by the Authority aforesaid, That if any Person or Persons whatsoever shall forge or counterfeit, or cause to be forged or counterfeited, any Licence for the Purposes aforesaid, or travel with such forged or counterfeited Licence, knowing the same to be forged or counterfeited, such Person shall forfeit the Sum of Fifty Pounds, One Moiety thereof to the King, and the other Moiety to him who shall prosecute or sue for the same, to be recovered by Action of Debt, Bill, Plaint, or Information, in any of His Majesty's Courts of Record at the Four Courts in Dublin, in which no Essoign, Protection, or Wager of Law, or more than one Imparlance shall be allowed, and that such Person shall be subject to such other Pains and Penalties as may be inflicted on Persons for Forgery.

And be it Enacted by the Authority aforesaid, That if any Person or Persons shall be sued or molested, or troubled for putting in Execution any of the Powers contained in this Act, or for doing any Matter or Thing pursuant thereto, such Person and Persons shall and may plead the General Issue, and give the special Matter in Evidence; and if the Plaintiff or Plaintiffs shall be non-suited, or Judgment be given against him or them upon Demurrer or otherwise, or a Verdict pass for the Defendant or Defendants, or

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a Dismiss upon a Civil Bill, such Defendant or Defendants shall have his, her, or their treble Costs; to be retovered in such Manner as by Law Costs given to Defendants, may be recovered in other Cases.

And be it Enacted by the Authority aforesaid, That if any Constable shall refuse or neglect upon due Notice, or upon his own View, to be aiding and assisting in the Execution of this Act, being thereunto required, every such Constable being thereof convicted by the Oath of One or more Credible Witness or Witnesses, before any Justice of the Peace for the County or Place where such Offence shall be committed, shall forfeit for each and every such Offence contrary to this Act, the Sum of Forty Shillings; to be levied by Distress and Sale of the Offender's Goods, by Warrant under the Hand and Seal of such Justice of the Peace; one Moiety thereof to be paid to the said Incorporated Society, the other Moiety to the Informer who shall prosecute for the same, rendering the Overplus thereof, if any there be, to the Owner of the Goods so distrained.

And be it Enacted by the Authority aforelaid, That it shall and may be lawful for any Person or Persons whatsoever to seize and detain any such Hawker, Pedlar, Petty-Chapman, or other trading Person

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perſon or perſons in this Act mentioned, and alſo the Goods they ſhall be found trading with, until ſuch Time as he, ſhe, or they ſhall produce a Licence in that Behalf, if he, ſhe, or they have any; and if he, ſhe, or they ſhall be found trading without Licence contrary to this Act, that then it ſhall and may be lawful to and for ſuch perſon or perſons ſo ſeizing as aforeſaid, taking to his, her, or their Aſſiſtance, ſuch Perſon or Perſons as he or they ſhall think fit to carry the Perſon ſo ſeized, as alſo the ſaid Goods, before ſome one of his Majeſty's Juſtices of the Peace for the County or Place, or before the Collector of his Majeſty's Revenue for the Diſtrict where ſuch Offence or Offences ſhall be committed; which ſaid Juſtices of the Peace and the Collectors reſpectively, are hereby ſtrictly required either upon the Confeſſion of the Party offending, or due Proof of a Witneſs upon Oath, which they are hereby reſpectively impowered to adminiſter, that the Perſon ſo brought before him had ſo traded as aforeſaid, unleſs ſuch Licence ſhall be produced by ſuch Offender before the ſaid Juſtice or Collector, by Warrant under his Hand and Seal, to cauſe the Sum of Five Pounds to be forthwith levied by Diſtreſs and Sale of the Offender or Offender's Goods, Wares, or Merchandizes, rendering the Overplus, if any be, to the Owner or Owners thereof, after deducting the reaſonable Charges for taking

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the said Distress; and out of the said Sale to pay the Penalty and Forfeiture aforesaid.

Provided allways, and be it enacted by the Authority aforesaid, That this Act, or any Thing herein contained shall not extend to prohibit any Person from selling any Act of Parliament, Form of Prayer, Proclamation, Gazette, Almanack, or other printed Paper, or any Fish, Fruit, or Victuals, nor to hinder any Person or Persons who are the real Workers or Makers of any Goods or Wares within this Kingdom, or his or their Wife or Wives, Apprentice or Apprentices, from carrying abroad, exposing to Sale, and selling any of the said Goods or Wares of his, her, or their making, in any Publick Fairs, Markets, or elsewhere, nor any Tinker, Cooper, Glazier, Plumber, Harness-mender, or other Persons usually trading in mending Kettles, Tubs, Household Goods, or Harness whatsoever, from going about such Business only, or from carrying with him or them proper Materials for mending the same, and no other Thing for Sale.

Provided also, and be it Enacted by the Authority aforesaid, That this Act, or any Thing herein contained, shall not extend to subject any Person or Persons who shall carry raw and unmanufactured Wool, or Frizes, or Worsted or Woollen Stockings, from

from one Part of the Kingdom to another, or expose the same to Sale in any Fair, Market, or other Place in this Kingdom, to any of the Duties or Penalties herein before mentioned, so as such Person or Persons shall not at same Time carry or expose to Sale any other Wares, Goods, or Merchandizes, except the said raw and unmanufactured Wool, and the said Frizes, and Worsted, and Woollen Stockings.

Provided also, and be it Enacted by the Authority aforesaid, That this Act, or any Thing herein contained, shall not extend to prohibit or restrain any Person or Persons from selling, or exposing to Sale, in any Place or Places whatsoever, any Flax, Tow, Hemp, Flaxen Yarn, Hempen Yarn, Ticken, plain, striped, chequered, painted or stained Linens, Bucktrams or Canvas, so as such Person or Persons shall not at the same Time carry or expose to Sale any other Goods, Wares, or Merchandizes, except such Flax, Tow, Hemp, Flaxen Yarn, Hempen Yarn, Tickens, plain, striped, chequered, painted or stained Linens, Bucktrams or Canvas as aforesaid.

Provided also, and be it Enacted by the Authority aforesaid, That this Act, or any Thing herein contained, shall not extend to subject any Person or Persons who shall carry any Pots or Griddles made of Cast Iron or Metal, from One Part of the Kingdom to another, or expose the same

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to Sale in any Fair, Market, or other Place in this Kingdom, to the Payment of any greater Duty than the Sum of Twenty Shillings by the Year in the Whole, although such Person or Persons shall or may trade or travel with one or more Horse or Horses, or other Beast or Beasts, drawing or bearing Burthen; so as such Person or Persons shall not at the same Time carry, or expose to Sale, any other Goods, Wares, or Merchandizes, except the said Pots and Griddles made of Cast Iron or Metal.

Provided also, and be it Enacted by the Authority aforesaid, That it shall and may be lawful to and for the Commissioners of his Majesty's Revenue, or any Three or more of them for the Time being, to order and direct to be paid out of the Monies raised by this Act, to the said Collectors, their Clerks, or any other Person, such Sums of Money, as they or any of them shall or may reasonably deserve for their Service, or shall or may have expended in the Execution of, or in Relation to this Act.

Provided also, and be it Enacted by the Authority aforesaid, That this Act, or any Thing herein contained, shall not extend, or be construed to give any Power for licensing any Hawker, Pedlar, or Petty-Chapman, to sell, or expose to Sale, any Wares, or Merchandizes in any City, Borough,

rough, Town-Corporate, or Market-Town within this Realm, any otherwise than he or she might have done before the making of this Act; any Thing herein contained to the contrary notwithstanding. CHAP. XVIII.

And whereas it frequently happens, that Dealers, Hawkers and pedlars, in Order fraudulently to evade the Payment of His Majesty's Duty on Licences, do not openly travel from Town to Town, or to Mens' Houses, but privately convey and carry their Goods, Wares, and Merchandizes, and sell, or expose to Sale, the same in Shops, Rooms, or Ware-houses, or other Places hired for that Purpose, in Cities, Towns, and Places where they are not usually resident, and divers other Persons privately carry and convey their Goods, Wares, and Merchandizes to publick Streets and Places in Cities, Towns-Corporate, and other Places in this Kingdom, where they respectively reside, but not adjoining or near to their Dwelling-Houses or other Apartments, and sell, and expose the same to Sale, upon Booths, Stalls, or Standings, without Licence: And whereas several People, under the Denomination of Leather-turners or Leather-sellers, hawk about from Town to Town, and expose to Sale, in Cities and Towns-Corporate, and in Fairs, Warts, Markets, and in other Places, large and small Parcels of Leather in Booths, Stalls, Standings, or otherwise; and also divers per-

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sons, under the Denomination of Cryers of Old Cast Cloaths, do also haunt about the Streets of Cities and Towns-Corporate, and other Places in this Kingdom, Old Cast Cloaths, and also expose to Sale several of such Kind of Goods on Stands or Stalls, or otherwise, without Licence: And whereas a Doubt has arisen, whether such Persons aforesaid are to be deemed Hawkers, Pedlars, or Petty-Chapmen, or Trading Persons, within the Meaning and Intention of former Acts of Parliament made in this Kingdom for licensing Hawkers and Pedlars, and for the Encouragement of the English Protestant Schools, and subject to the Penalties and Forfeitures thereof; therefore be it Enacted by the Authority aforesaid, That from and after the said Twenty-fifth Day of March, One thousand seven hundred and seventy-six, until the Twenty-fifth Day of March, One thousand seven hundred and seventy-eight, all and every the Persons aforesaid, shall pay such Duty as aforesaid, and take out such Licences in Manner as aforesaid; and in case any Person or Persons whatsoever, shall be found trading or selling, or exposing to Sale, any Goods, Wares, or Merchandizes whatsoever (except as herein is excepted) in any Shop or Shops, Room or Rooms, Warehouse or Warehouses, or other Place or Places in any City, Borough, Town-Corporate, Market-Town, Village, or other Places within this Kingdom, wherein he, she, or they have

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have not been resident One Calendar Month previous to the selling, or exposing to Sale, any Goods, Wares, or Merchandizes (except as before excepted) and sell, or expose to Sale, such Goods, Wares, or Merchandizes therein, or in any of them, without Licence as aforesaid, such Persons respectively, and also all such Person or Persons as shall be found trading or selling, or exposing to Sale, any Goods, Wares, or Merchandizes whatsoever (except as aforesaid) upon Booths, Stalls, Standings, or otherwise, in any publick Street or Streets, Place or Places in any City, Borough, Town-Corporate, Market-Town, Village, or other place within this Kingdom, such Booths or other Places of Sale not being adjacent or adjoining his, her, or their Dwelling-house or Houses, Shop or Shops, Warehouse or Warehouses, or other Apartments, and also all Persons under the Denomination of Leather-cutters or Leather-sellers, who shall hawk about from Town to Town, and sell, or expose to Sale, in Cities and Towns-Corporate, or in Fairs, Watts, or Markets, or other Places, large or small parcels of Leather, in or upon Booths, Stalls, Standings, or otherwise; and also all Persons under the Denomination of Cryers of Old Cast Cloaths, who shall hawk about the Streets, Lanes, or Alleys of Cities and Towns-Corporate, and other places in this Kingdom, to purchase or sell Old Cast Cloaths of any Kind whatsoever, or shall sell, or ex-

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pose to Sale, any such Goods on Stands, Stalls, or otherwise, without Licence as aforesaid, all and every such Person or Persons shall be deemed and taken to be a Hawker or Hawkers, Pedlar or Pedlars, Petty-Chapman or Petty-Chapmen, within the Meaning of this Act, to all Intents and Purposes, and shall be subject and liable to all and every the Penalties and Forfeitures by the same inflicted upon Hawkers, Pedlars, Petty-Chapmen, and others, trading without Licence; any Thing herein contained to the contrary notwithstanding.

And whereas it hath been found, that several Hawkers, Pedlars, and Petty-Chapmen have respectively employed one or more other Person or Persons, Servant or Servants, with him, her, or them, to carry about Bores, Bundles or Parcels of Goods, Wares and Merchandizes, on their Backs, Arms, or otherwise, separate and distinct from that or those carried about by him, her, or themselves, and have sold and exposed to Sale in Booths, Stands, and Stalls, or otherwise, as well the said Goods, Wares, and Merchandizes, so carried by such other Person or Persons, Servant or Servants, as those carried by him, her, or themselves, under the Sanction of one Foot Licence taken out by such Person or Persons so being or appearing to be the Principal Owner or Proprietor thereof, without separate or distinct Licence or Licences

rences for such other Person or Persons, Servant or Servants: And it hath been also found, that by Means, and under the Sanction of one Licence, many Persons, principal and separate Dealers, who have no Connection with such Person or Persons, having one Licence only as aforesaid, also fraudulently pass under the Denomination of his, her, or their Servant or Servants, and trade without Licence, to the great Injury of the Fair Trader and Dealer with Licence, and the great Diminution of the said Tax on Hawkers and Pedlars: And whereas it is reasonable, that a Horse Licence shall be paid for and taken for every Horse, Mule, Ass, or Beast of Burthen that shall be made use of, or driven by every Hawker, Pedlar, and Petty-Chapman; therefore be it enacted by the Authority aforesaid, That from and after the said Twenty-fifth Day of March, One thousand seven hundred and seventy-six, until the Twenty-fifth Day of March, One thousand seven hundred and seventy-eight, every Hawker, Pedlar, and Petty-Chapman, for every Person that shall be employed or carry, whether Servant or other Person, in his or her Company, or otherwise, any Boxes, or Bundles, or Parcels of Goods, Wares, or Merchandizes, on their Backs, Arms, or otherwise, separate or distinct, for the Purpose of selling and trading with the same, shall take out and pay for as aforesaid, a separate and distinct Foot Licence

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for every such person; and also that every Hawker, Pedlar, and Petty-Chapman, for every Horse, Mule, Ass, or Beast of Burthen, that he or she shall make use of or drive, whether in his or her own Company, or otherwise, shall take out and pay for a separate and distinct Horse Licence; and such separate and distinct Person, whether Servant or other Person employed or carrying such Bores, Bundles, or Parcels as aforesaid, and such Hawker, Pedlar, or Petty-Chapman, that shall not take out a Horse Licence for every Horse, or Beast of Burthen, he or she shall make Use of, or drive, as aforesaid, shall be subject and liable to all and every the Penalties and Forfeitures by this Act inflicted upon Hawkers, Pedlars, Petty-Chapmen, and others trading without Licence; it being the true Intent and Meaning of this Act, that for One Foot Licence, no more Goods, Wares, or Merchandizes shall, by Virtue of this Act, be hawked about for Sale as aforesaid, than One Person can well or reasonably bear or carry, or travel with, and for One Horse Licence, no more Goods, Wares, or Merchandizes shall, by Virtue of this Act, be carried about as aforesaid, than One Horse, Ass, Mule, or other Beast of Burthen, can well or reasonably bear or carry or travel with; any Thing herein contained to the contrary notwithstanding.

CHAP.
XIX.

AN

ACT

FOR

The Improvement of the Fiſheries of this Kingdom.



DUBLIN:

Printed by the Executors of DAVID HAY, Aſſignee of the late BOULTER GRIERSON, Printer to the King's Moſt Excellent Majeſty, MDCCLXXV.

Anno Regni decimo Quinto & Sexto

GEORGII Tertii Regis.

An Act for the Improvement of the Fiſheries of this Kingdom.

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WHEREAS the Fiſheries carried on by the Subjects of His Majeſty's Dominions in Europe, have been found to be the beſt Nurſeries for able and experienced Seamen, allways ready to Man the Royal Navy when Occaſions require, and it is therefore of the higheſt National Importance to give all due Encouragement to the ſaid Fiſheries, and to endeavour to ſecure the annual Return of the Fiſhermen, Sailors, and others employed therein, to the Ports of His Majeſty's ſaid Dominions, at the End of every Fiſhing Seaſon: Now, in Order to promote theſe great and important Purpoſes, and with a View, in the firſt Place, to induce His Majeſty's Subjects to proceed early from the Ports of this King-

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dom to the Banks of Newfoundland, and thereby to proſecute the Fiſhery on the ſaid Banks to the greateſt Advantage, be it Enacted by the King's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons in this preſent Parliament aſſembled, and by the Authority of the ſame, That from and after the firſt Day of January, One thouſand ſeven hundred and ſeventy-ſix, the reſpective Bounties, herein after mentioned, ſhall be paid and allowed annually, for Eleven Years, for a certain Number of Ships or Veſſels employed in the Britiſh Fiſhery on the Banks of Newfoundland, under the Limitations and Reſtrictions herein after mentioned, that is to ſay, ſuch Veſſels as ſhall appear by their Regiſter to be Britiſh built, and owned by his Majeſty's Subjects reſiding in Great Britain or Ireland, and ſhall be of the Burthen of Fifty Tons, or upwards, and navigated with no leſs than Fifteen Men each, Three Fourths of whom, beſides the Maſter, ſhall be his Majeſty's Subjects, and in other Reſpects qualified, and ſubject to the ſame Rules and Reſtrictions, as are deſcribed by an Act made in Great Britain in the Tenth and Eleventh Years of the Reign of the late King William the Third, intituled, An Act to encourage the Trade to *Newfoundland*, and ſhall be fitted and cleared out from ſome Port in Ireland, after the Firſt of January, One thouſand ſeven hundred

dred and seventy-six, and after that Day in each succeeding Year, and shall proceed to the Banks of Newfoundland; and having catched a Cargo of Fish upon those Banks, consisting of no less than Ten Thousand Fish by Tale, shall land the same at one of the Ports on the South-Eastern Side of the Island of Newfoundland, between Cape Ray and Cape de Grat, on or before the Fifteenth Day of July in every Year, and shall make one or more Trip at least to the said Banks, and return with another Cargo of Fish catched there, to the same Port; in which Case, the Twenty-five of said Ships first arriving at the said Island of Newfoundland from the Banks thereof, with a Cargo of Fish catched there, consisting of Ten Thousand Fish by Tale, at least, and after landing the same at one of the Ports within the Limits before mentioned in Newfoundland, shall proceed again to the said Banks, and return to the said Island with another Cargo of Fish, shall be intitled to Forty Pounds each; and Fifty Vessels, which shall so arrive the next in Order of Time, on or before the said Fifteenth of July in each Year, at the said Island, with a like Cargo, and shall proceed again to the said Banks, and return from thence in the Manner herein before mentioned, shall be intitled to Twenty Pounds each; and Fifty other Vessels, which shall so arrive the next in Order of Time, on or before the said Fifteenth Day of July in each

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Year at the said Island, with the like Cargo, and as shall proceed again to the said Banks, and return from thence in the Manner herein before mentioned, shall be intitled to Ten Pounds each, upon the Master or Owner of such Vessels producing to the Collector of His Majesty's Revenues at the Port in Ireland from whence such Vessel was cleared out, a Certificate, under the Hand and Seal of the Governor of Newfoundland, that the Master of such Vessel had produced to him a Certificate, under the Hands of the Collector and Comptroller of the Customs at the Port from whence such Vessel was cleared out, testifying that such Vessel was duly qualified to proceed on such Fishery in pursuance of the before mentioned Act, made in the Tenth and Eleventh Years of King William the Third; and that it has been made appear to his Satisfaction, by a Certificate under the Hand and Seal of the Naval Officer of the District in Newfoundland, where such Fish was landed, or where there is no Naval Officer, under the Hand and Seal of the Commander of any of His Majesty's Ships stationed there, or of such Officer as the Governor shall approve, specifying the Time of such Vessel's Arrival, in Manner before directed, that such Vessel was intitled, by the Priority and Time of her Arrival, to one or other of the Bounties therein mentioned, as the Fact may be; and that the Master and Mate of such Vessel had made Oath before such

Naval

Naval or other Officer as aforesaid, that the Number of Fish taken on the first Trip, amounted to Ten Thousand at least by Tale; and that all the Fish on both Trips, were catched on the Banks of Newfoundland; and upon delivering up the said Certificate to such Collector, the respective Bounties therein mentioned shall be paid by such Collector, out of any Money remaining in his Hands, being part of his Majesty's Revenues: And in case such Collector shall not have sufficient Money in his Hands, he shall certify the same to the Chief Commissioners of his Majesty's Revenues in Dublin, who are hereby authorized and required to order the same to be paid by the Collector of the Port of Dublin, out of any Money in his Hands, arising from his Majesty's Revenues as aforesaid. CHAP. XIX.

And be it further Enacted by the Authority aforesaid, That from and after the First Day of January, One thousand seven hundred and seventy-six, during the said Eleven Years, it shall and may be lawful for any Person or Persons to import into this Kingdom, and to export out of the same, any Train Oil, or Blubber of Fish, or other Creatures living in the Sea, or Whale Fins, or any raw and undressed Seal Skins, taken in any Part of the Ocean by the Crews of Vessels belonging to, and fitted out either from Great Britain,

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Ireland, Guernſey, Jerſey, or Man reſpectively, and whereof the Captain or Maſter, and Three-fourths at leaſt are his Majeſty's Subjects, or by Perſons employed by the Maſters or Owners of ſuch Veſſels, and imported into this Kingdom in Ships or Veſſels truly any properly belonging to his Majeſty's ſaid Subjects, without paying any Cuſtom, Subſidy, or other Duty for the ſame; any Law or Uſage to the contrary notwithſtanding.

AN

CHAP. XX.

AN ACT TO

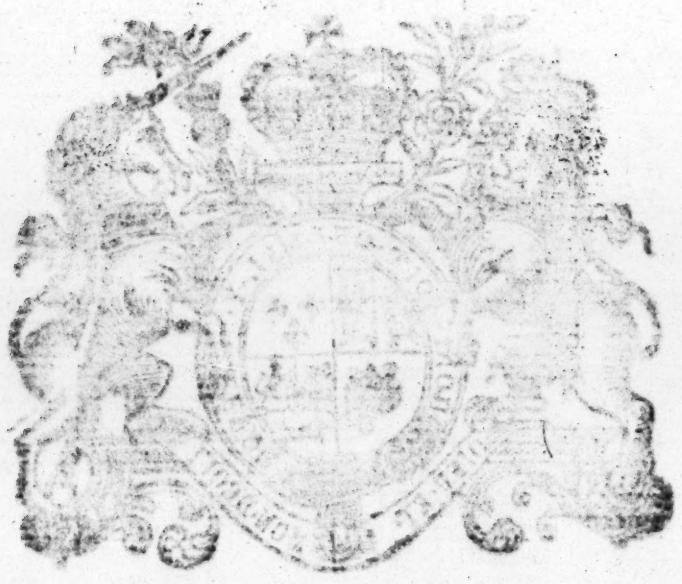
Explain and amend An Act, *intituled*, Act Act for paving the Streets, Lanes, Quays, Bridges, Squares, Courts, and Alleys, within the City and County of the City of *Dublin*, and other Purpoſes relative to the ſaid City of *Dublin*, and other Places therein particularly mentioned; and for extending the Proviſions of the ſaid Act to the Baronies of St. *Sepulchre*'s and *Donore*.

DUBLIN:

Printed by the Executors of DAVID HAY, Aſſignee of the late BOULTER GRIERSON, Printer to the King's Moſt Excellent Majeſty, MDCCLXXV.

CHAP.
XX.

A C T



D U B L I N :

Anno Regni Decimo Quinto & Sexto

GEORGII Tertii Regis.

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An Act to explain and amend an Act, *intituled*, An Act for paving the Streets, Lanes, Quays, Bridges, Squares, Courts, and Alleys, within the City and County of the City of *Dublin*, and other Purpoſes relative to the ſaid City of *Dublin*, and other Places therein particularly mentioned; and for extending the Proviſions of the ſaid Act to the Baronies of St. *Sepulchre*'s and *Donore*.

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WHEREAS an Act was paſſed in the Thirteenth and Fourteenth Years of His preſent Majeſty, intituled, An Act for paving the Streets, Lanes, Quays, Bridges, Squares, Courts, and Alleys within the City and County of the City of *Dublin*, and other Purpoſes relative to the ſaid City of *Dublin*, and other Places therein particularly mentioned: And whereas it would forward the good Purpoſes of ſaid Act, that for the future no Commiſſioner or

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Committe-man should have Power to act, who shall not, in their own Right, or in Right of their Wives, be possessed of a certain Property: And whereas a Power is given by the said Act, to the Commissioners therein named, or any Seven or more of them, to cause all Posts, Rails, Signs, Steps, Bulks, Stalls, Holes, Pits, Show Glasses, Show-Boards, Jet-out Windows, Walls inclosing Dunghills, as also all Steps and Doors opening or leading from the Foot-ways, or Carriage-ways, into Vaults, Cellars, or other Places, to be removed, filled up, or altered: And whereas it has caused some Discontents, that the Powers of removing Rails from the Fronts of Houses, and filling up Areas, is intrusted to the Determination of so small a Body as Seven Commissioners: And whereas some further Powers and Authorities are necessary to be given, and some further Regulations ought to be made, in order to effect the Purposes aforesaid, be it Enacted by the King's Most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons in this present Parliament assembled, and by the Authority of the same, That from and after the First Day of May, One thousand seven hundred and seventy-six, no Person shall be capable of acting as a Commissioner or Committee-man in the Execution of this Act, unless he shall then be in his own Right, or in

Right

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Right of his Wife, in the actual Poſſeſſion or Receipt of the Rents of Lands, Tenements, or Hereditaments of the clear yearly Value of Twenty Pounds, or poſſeſſed of, or intitled to a perſonal Eſtate of the Value of Three Hundred Pounds; and if any Perſon, not being ſo qualified, ſhall preſume to act, every ſuch Perſon ſhall, for every ſuch Offence, forfeit and pay the Sum of Fifty Pounds to any Perſon or Perſons who ſhall ſue for the ſame; to be recovered in any of His Majeſty's Courts of Record, by Action of Debt, or on the Caſe, or by Bill, or Suit, or Information, together with Coſts of Suit, wherein no Eſſoign, Protection, or Wager of Law, or more than one Imparlance ſhall be allowed, and wherein the Proof of Qualification ſhall lie on the Perſon proſecuted, and it ſhall be ſufficient on the part of the Proſecutor, to prove that the Perſon ſo proſecuted, had acted as a Commiſſioner or Committee-man in the Execution of this Act.

And be it further Enacted by the Authority aforeſaid, That no Victualler, or Perſon who ſhall ſell Ale, Wine, or Spirituous Liquors by Retail, ſhall be elected, or be capable of acting as a Commiſſioner or Committee-man under this Act.

And be it further Enacted by the Authority aforeſaid, That in Caſe a ſufficient Number of the Committee-men ſhall re-

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fuse or neglect to attend, on regular Notice being given, in order to carry into Execution the Orders and Directions of the Commissioners, that then, and in all such Cases, it shall and may be lawful to and for the said Commissioners, or any Seven or more of them, to carry their said Orders into Execution, without the Concurrence of such Committee so refusing or neglecting to attend, and their Orders to the Servants or Officers of such Committee, shall be sufficient Authority for them to act under.

And whereas by the said Act, the Assembly or Common-council of the City of Dublin, are impowered to elect Fifteen Aldermen, and Fifteen Common-council Men, together with the Commissioners therein named and appointed to be Commissioners for carrying said Act into Execution, which Commissioners so elected, are to continue in Office for three Years, ending the Twenty-fourth Day of June, One thousand seven hundred and seventy-seven; be it Enacted by the Authority aforesaid, That the Aldermen and Common-council Men returned to be Commissioners pursuant to the Election had in Consequence of said Act, or such Persons as may be chosen to succeed, in Case of any Vacancy which may happen among them, shall continue to be Commissioners until the Twenty-fourth Day of December, One thousand seven hundred and seventy-seven, within Fourteen

Fourteen Days after which the said Assembly or Common-council shall elect to be of the said Commissioners, so many and such persons as by the said Act they are impowered, which Election shall be continued from Three Years to Three Years, during the Continuance of this Act, and to be in Manner and Form as by the said Act is particularly directed in all Respects, except only in the Alteration of the Time of making such Election from the Twenty-fourth of June, to some Day within Fourteen Days after the Twenty-fourth Day of December in every Year, where such Elections are to be made as aforesaid, any Thing in the said Act to the contrary notwithstanding.

And be it Enacted by the Authority aforesaid, That if any present or future Commissioner (not being a Commissioner from Office) shall neglect to attend the Meetings which shall be held in pursuance of said Act, for the Space of Twelve Months, or if any present or future Committee-man shall neglect to attend the Meetings which shall be held in pursuance of said Act for the Space of One Month, except he is prevented by Sickness or other bodily Inability, that his Place shall become void and vacant as if he was naturally dead, and such Commissioner or Committee-man shall be no longer authorized or impowered to act in the said Office; and it shall and may be

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lawful for the remaining Commiſſioners, and they are hereby required in the Manner preſcribed in the ſaid Act, to elect a fit Perſon to be a Commiſſioner in the Room and Place of ſuch former Commiſſioner; and if ſuch Vacancy ſhall happen by the Neglect or Non-attendance as aforeſaid of any of the Commiſſioners elected by the Common-council of the City of Dublin, then and in ſuch Caſe the Clerk to the ſaid Commiſſioners ſhall give Notice thereof to the Lord Mayor, who ſhall proceed as the ſaid Act directs, to elect ſome other Perſon in the Room and Place of ſuch former Commiſſioner, which newly elected Commiſſioner ſhall continue a Commiſſioner till the Expiration of the Three Years, for which the Aldermen and Common-council-men then Commiſſioners ſhall have been elected; and if ſuch Vacancy ſhall happen by the Neglect or Non-attendance of any Committee-man, then and in ſuch Caſe the Clerk to the Diviſion wherein ſuch Vacancy ſhall happen, ſhall give Notice thereof to the Miniſter or Curate of the Pariſh in which ſaid Perſon was elected, and ſuch Miniſter or Curate ſhall, in the Manner ordered and directed in the ſaid Act, convene a Meeting of the Proteſtant Pariſhioners, and ſhall elect ſome other Perſon to be a Committee-man in the Room and Place of ſuch former Committee-man, and ſuch Perſon who ſhall be elected to fill any Vacancy of Commiſſioner or Committee-man,

man, in Manner as herein before mentioned, after he shall have performed the Requisites in the said Act set forth, shall, and is hereby declared to have all and every the Rights, Powers, and Authorities of the Person to whom he was so appointed and elected to succeed as a Commissioner or Committee-man respectively.

And be it Enacted by the Authority aforesaid, That any Five or more of the persons constituting Committees in the several Divisions in the said Act mentioned, and the Two Divisions hereby added, shall and may at the Time they contract for paving, or at any other Time contract for keeping in Repair the Pavement of any of the Squares, Streets, Bridges, Quays, Courts, Alleys, Places, and Lanes, in their respective Divisions, which Contract or Contracts shall be done, executed, and approved of, in Manner and Form as by the said Act is particularly mentioned.

And be it further Enacted by the Authority aforesaid, That the Powers vested in the Commissioners by the said recited Act, for causing all Rails, Jet-out-Windows, and Areas, to be removed, filled up, and altered, shall not be carried into Execution at any Meeting in which a less Number than Fourteen Commissioners shall be present.

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Provided allways, That no Rail, Area, or Jet-out Window, shall hereafter be removed, filled up, or altered, in any Street, which shall be Thirty Feet in Breadth from Area to Area, and upon the Quays, from the Area to the Wall of the River, without the Consent first had and obtained of the Owner or Proprietor of such House.

Provided allways, and be it further Enacted by the Authority aforesaid, That the said Commissioners, or any Fourteen or more of them, (any Thing in this or in said recited Act to the contrary notwithstanding) may, and they are hereby impowered, to borrow at Interest, upon the Credit of the said Rates and Assessments in each of said Five Divisions in said recited Act mentioned, and in each of the said Two Divisions hereby added, such Sums as they shall find necessary for the Purposes in said Acts mentioned, in each of such Divisions respectively, and may demise or mortgage the said Rates and Assessments in each of the said Divisions respectively, or any Part thereof (the Costs of such Mortgage to be paid out of such Rates and Assessments) as a Security to any Person who shall advance such Sum or Sums, by Writing under their Common Seal, in the Words or to the Effect following:

By

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" By Virtue of an Act made in the Fifteenth " and Sixteenth Years of the Reign of His Majeſty " King *George* the Third, intituled, " *An Act to* " *explain and amend an Act for paving the Streets,* " *Lanes, Quays, Bridges, Squares, Courts, and Al-* " *leys, within the City and County of the City of* " Dublin; *and other Purpoſes relative to the ſaid City* " *of* Dublin, *and other Places therein particularly* " *mentioned:* We, the Commiſſioners for paving " the Streets of *Dublin*, in Conſideration of the " Sum of to the Treaſurer of " the ſaid Commiſſioners in Hand paid, do grant, " bargain, ſell, and demiſe unto *A. B.* his Ex- " ecutors, Adminiſtrators, and Aſſigns, ſuch " Proportion of the Rates and Aſſeſſments ari- " ſing in Diviſion, (by Virtue " of an Act paſſed in the Thirteenth and Four- " teenth Years of His preſent Majeſty's Reign, " intituled, *An Act for paving the Streets, Lanes,* " *Quays, Bridges, Squares, Courts, and Alleys,* " *within the City and County of the City of* Dublin, " *and other Purpoſes relative to the ſaid City of* " Dublin, *and other Places therein particularly* " *mentioned:* and ſaid Act made in the Fifteenth " and Sixteenth Years of His ſaid Majeſty's " Reign) as the ſaid Sum of " doth or ſhall bear to the whole Sum advanced, " or to be advanced on the Credit thereof, " to be had and holden from this Day of " in the Year of our Lord for " and during the Continuance of the ſaid Acts, " unleſs the ſaid Sum of with " Intereſt, at the Rate of *per* " *Centum per Annum*, ſhall be ſooner repaid and " ſatisfied."

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And that Copies of all ſuch Mortgages or Securities ſhall be entered in the Books or other Records of the ſaid Commiſſioners, and that the Sum ſo raiſed in each Diviſion in ſaid recited Act mentioned, ſhall be applied and diſpoſed of in the Diviſion upon which the ſame ſhall be ſo raiſed; and the Perſon or Perſons ſo lending or advancing any Money upon the Credit of this, or the ſaid recited Act, ſhall not be anſwerable or accountable for the Application or Non-application of the ſame; and it ſhall be neceſſary, on any Suit or Controverſy whatſoever, to prove only the advancing and Payment of the ſame, to the ſaid Treaſurer; and in all Caſes whatſoever, where any Notice or Proceſs iſſuing out of any Court of Law or Equity, relative to this, or ſaid former Act, ſhall be neceſſary to be ſerved on ſaid Commiſſioners, or the Corporation erected by ſaid recited Act, Service of the ſame on the Treaſurer appointed by ſaid Commiſſioners under ſaid Act, ſhall be deemed and adjudged good and ſufficient Service, to all Intents and Purpoſes whatſoever.

And be it further Enacted by the Authority aforeſaid, That all Perſons to whom ſuch Mortgage or Security ſhall be made, or who ſhall be entitled to the Money thereby ſecured, may from Time to Time transfer their Right, Title, Intereſt, or Benefit to the ſaid Mortgages or Securities, and the ſaid Principal and Intereſt

Intereſt thereby ſecured, to any Perſon by Writing or ſigning an Indorſement on the Back of ſuch Securities, in the Words, or to the Effect, following:

I do transfer this Mortgage or Security, with all my Right and Title to the Principal hereby ſecured, and to all the Intereſt now due upon the ſame, unto his Executors, Adminiſtrators, and Aſſigns. Dated this Day of G. H.

And be it Enacted by the Authority aforeſaid, That ſuch Transfer and Aſſignment, ſhall entitle ſuch Aſſignee, his Executors, Adminiſtrators, and Aſſigns, to the Benefit thereof, and Payment thereon, and ſuch Aſſignee may in like Manner aſſign or transfer the ſame again, and ſo toties quoties, and that it ſhall not be in the Power of ſuch Perſon who ſhall have made ſuch Aſſignment, to make void or diſcharge the Original Security or Monies thereby due.

And be it enacted by the Authority aforeſaid, That all Perſons to whom ſuch Mortgage, Security, or Aſſignment ſhall be made, ſhall be, in Proportion to the Sums mentioned, Creditors on ſuch Rates and Aſſeſſments, on Credit whereof ſuch Sums are advanced, in equal Degree one with another.

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And be it further Enacted by the Authority aforeſaid, That the Property of ſuch Lender in ſuch Mortgage or Security, ſhall be deemed and adjudged in all Courts of Law and Equity, to be Perſonal and not Real Eſtate, and alſo deemed and adjudged not ſubject to, or to be affected by any of the Laws to prevent the further Growth of Popery, or ſubject to any Diſcovery under the ſame.

And whereas by an Act paſſed in the laſt Seſſion of Parliament, intituled, An Act for making and amending Publick Roads in the County of *Dublin*, and for regulating the aſſeſſing, applotting, and levying of Money in the County of the City of *Dublin*; it is amongſt other Things enacted, That any Perſon or Perſons who ſhall lay any Filth or Dirt collected from the Streets of the ſaid City, or Liberties thereof, nearer than Two Hundred Yards to any Road within Two Miles of the Caſtle of Dublin, or nearer than Twenty-one Feet to the Center of any Road at a greater Diſtance than Two Miles from the ſame, ſhall be liable to ſuch Forfeiture as is therein mentioned: And whereas the ſaid recited Part of the ſaid Act hath been found inconvenient; be it enacted by the Authority aforeſaid, That the ſaid recited Part of the ſaid Act, ſhall be, and the ſame is hereby repealed.

And

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And whereas by the said Act, the Owner or Occupier of every House is required once in every Day, as therein set forth, to scrape, sweep, and cleanse, or cause to be scraped, swept, and cleansed, the Footway all along the Front of their respective Houses or Tenements, or in Default thereof, shall forfeit and pay for every such Offence, the Sum of One Shilling; be it enacted by the Authority aforesaid, That the Owner or Occupier of any House, who shall offend by Neglect or otherwise in the Premisses as set forth in the said Act, shall forfeit and pay the following Sums, that is to say, for the First Offence, One Shilling; for the Second, Two Shillings; for the Third, Three Shillings; for the Fourth, Four Shillings; and, for the Fifth, Five Shillings; and the said Fine of Five Shillings for every Time he shall after so offend, to be recovered in the same Manner as all or any of the Penalties and Forfeitures by the said Act imposed are made recoverable: And it shall and may be lawful to and for the said Commissioners, or any Seven or more of them, to give and apply said Fines, as also all other Fines levied by Virtue of this and the said former Act, or any Part of them, (not exceeding One-half of the Sum so levied) to the Person or Persons who shall inform and prosecute to the Recovery of such Fine, any such Offender or Offen-

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ders, and the Residue of the said Fine or Fines towards the Purposes of the said Act.

And whereas in several of the Streets, Lanes, Quays, Squares, Courts, Yards, Alleys, Passages, and Places, in the said recited Act mentioned, there is a great Quantity of Earth dug up, and large Holes or void Spaces are left in such Streets and Places for the Purpose of making Vaults to the Houses or Tenements built, or in building longer than is absolutely necessary: And whereas the Areas before Houses or Tenements built or in building are often left open, and no Fence, Rails, or Timber, properly placed or fixed up, so as to prevent Passengers from falling down the same, by Reason whereof the Lives of many of His Majesty's Subjects are endangered; be it enacted by the Authority aforesaid, That if any Person or Persons whatsoever, from and after the passing of this Act, shall dig out any Earth, or leave any Hole or void Space in any Street, or in any Place before any House or Tenement built, or in building, within the Limits aforesaid, for the Purpose of making Vaults, or any other Purpose whatsoever, and shall not inclose the same in a good and sufficient Manner, to be approved of by the Surveyor or Surveyors for the Time being to the said Commissioners, or shall keep up such Inclosure longer than is absolutely

solutely necessary, or shall not well and sufficiently fence or rail before the Area or Areas fronting to any Street or Place, every Person or Persons guilty of any of the Offences aforesaid, shall forfeit and pay the Sum of Five Pounds; and the like Sum of Five Pounds for every Week that such Nuisance shall be continued; to be recovered in like Manner as Penalties and Forfeitures by the said recited Act are directed to be recovered.

And to the End that the Foot-ways and Carriage-ways in the Parishes and Places in the said Five Divisions, and also in the said Two Divisions hereby added, may be kept free from Obstructions, and Annoyances, be it Enacted by the Authority aforesaid, That it shall and may be lawful to and for any Person or Persons appointed by the said Commissioners, or any Five or more of them, to seize any Stand, Table, Basket, Roots, Fruit, Barrow, Blocks, Timber, Planks, Benches, Sticks, Cask, or other Obstruction or Annoyance standing or lying in any of the Foot-ways or Carriage-ways, in this and the said recited Act mentioned, and cause the same to be removed to the Stone-Yard, or Place appointed for keeping Materials for the Works of the Division wherein such Seizure shall be made, until the Owner or Owners shall pay the Penalty of Five Shillings to redeem the same; and in case the same shall not

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be claimed, and the Penalty of Five Shillings, together with the Expence of removing the same, paid within Two Days next after such Seizure thereof, it shall and may be lawful to and for such Person or Persons so appointed, to cause the same to be appraized and sold, and the Residue of the Money arising therefrom (after paying the Penalty and Charges aforesaid) to be returned to the Owner or Owners of such Standing, Table, Basket, Roots, Fruit, Barrow, Cask, or other Article, who shall demand the same.

And be it Enacted by the Authority aforesaid, That all Landlords, or Owners, Tenants, or Occupiers of any waste or vacant Piece of Ground, or Site of any House or Tenement, lying in or adjoining to any of the Streets, Lanes, or Places in the said Five Divisions, and said Two Divisions hereby added, which shall lie open to and unfenced from the same, or where the Fence shall be in a ruinous Condition, or out of Repair, shall within Twenty-one Days after Notice delivered to him, her, or them, or any or either of them, by Order of the said Commissioners, or any Five or more of them, well and sufficiently fence in the Premisses mentioned in such Notice, or cause the old Fence (if any) to be well and sufficiently repaired within the Time aforesaid; and in Case such Work shall not be compleatly finished within the Time aforesaid, it shall

and

and may be lawful to and for the said Commissioners, or any Five or more of them, to order and cause the same to be done, compleated, and finished, and the Tenant or Occupier thereof, or other Person in Possession thereof, or seized thereof, to whom such Notice as aforesaid, shall be given, shall pay the Expence thereof, upon Demand of the Person authorized by the said Commissioners, or any Five or more of them, to receive the same; and in Case of Refusal or Neglect to pay the same, it shall and may be lawful for such Person or Persons, as the said Commissioners, or any Five or more of them, shall authorize, appoint, order, or direct for that Purpose, to bring, commence, and prosecute one or more Actions or Suits for the Recovery of such Expence, together with Costs of Suit, from the Person or Persons so neglecting or refusing to pay as aforesaid. CHAP. XX.

And whereas Horse-Riders and Servants frequently exercise Horses in the Streets, to the great Annoyance of the Passengers, be it Enacted by the Authority aforesaid, That if any Person or Persons shall be convicted in a summary Way, before a Justice of the Peace of the said City, upon the Oath of one or more credible Witnesses, or by Confession of breaking or exercising Horses in any of the Streets comprehended within this or the said recited Act, that he or they shall be subject or liable to the Penalty of Ten Shillings, to be recovered

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as other Penalties in the said recited Act mentioned.

And whereas great Inconvenience arises to the Publick, from laying Coal-Ashes, Horse-Dung, and other Rubbish in the Streets, Lanes, and Alleys, and other Places in this and the said recited Act mentioned, to the great Annoyance of the Publick, after which the same is carried upon Low-back Cars, and heaped in such a Manner, that great Part of such Rubbish is dropped before it is carried out of Town; for Remedy whereof, be it Enacted by the Authority aforesaid, That from and after the first Day of May, One thousand seven hundred and seventy-six, no Person whatsoever, carrying out of any House, Yard, Cellar, Court, Lane, or Alley, any Coal-Ashes, Horse-Dung, or any Rubbish whatsoever, shall attempt to lay down the same in any Place mentioned in the said recited Act, but shall have a Cart ready at the Door of said House, Yard, Cellar, Lane, or Alley, to load said Coal-Ashes, Horse-Dung, or Rubbish in, and that no Person whatsoever shall be permitted to load or carry away such Coal-Ashes, Horse-Dung, or any Rubbish on any Low-back Car, or otherwise than in a Cart, under the Penalty of Ten Shillings, to be recovered as other Penalties in the said recited Act mentioned, are recoverable.

And

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And be it Enacted by the Authority aforesaid, That if any Person or Persons shall at any Time or Times hereafter set, or place, or cause to be set or placed, in any of the Carriage-Ways or Foot-Ways within the Limits aforesaid, any Casks, Package, Timber, Stones, Wheels, Bricks, Lime, Sand, Mortar, or Wood, or any other Material or Things whatsoever, for the Purposes of making Mortar, or of building any House, Shop, Ware-house, Coach-house, Stable, or Tenement, or for any other Purpose (unless the same shall be inclosed in a Paling or other Erection, as herein after is directed) and shall not remove the same within the Space of Two Days next after Notice to him or her given for that Purpose, or left at the Premisses where the same shall be, or if empty or unoccupied, or in building, stuck against the Wall thereof, by any one of such Commissioners as aforesaid, or by any Person or Persons by five or more of them appointed for that Purpose, every Person so offending, shall, for every such Offence, forfeit and pay a Sum, not exceeding Ten Shillings; and any One of such Commissioners, or any Person or Persons so appointed by them, may seize, or cause to be seized, such Cask, Package, Timber, Stones, Wheels, Bricks, Lime, Sand, Mortar, Wood, or other Materials or Things (not being inclosed as aforesaid) and take or remove, or cause the same to be taken or removed to the

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Stone-yard, or place for keeping Materials for the Works of the Division wherein such Seizure shall be made, there to be kept and detained until the Owner or Owners thereof, or his, her, or their known Servant or Servants, shall and do pay to the Persons in whose Custody the same shall be, the said Penalty, together with the Charges of removing the same; and in Case the same shall not be claimed, and the said Penalty and Charges paid within the Space of five Days next after such Seizure thereof, then it shall and may be lawful to and for the said Commissioners, or any five or more of them, to order the same to be appraised and sold, and the Money arising therefrom, shall be applied to the Purposes of this Act.

And be it further Enacted by the Authority aforesaid, That if any such Nuisance, Obstruction, or Annoyance shall be afterwards replaced, and be continued for the Space of One Day, after Notice to remove the same, the Person or Persons convicted of such second Offence, shall forfeit and pay the Sum of Twenty Shillings, and the Sum of Forty Shillings for every repeated Offence.

And be it further Enacted by the Authority aforesaid, That no Person or Persons whatsoever, shall erect or build, or cause to be erected or built, any such Paling, or erect any Posts, Bars, Rails, Boards,

Boards, or other Thing, by Way of Inclosure for the Purpose of making Mortar, and depositing Bricks, Stone, Lime, Sand, or any other Materials for building or repairing any House, Shop, Warehouse, Coach-house, Stable, or Tenement, or other Works, or for any other Purpose, without Leave or Licence first had and obtained under the Hand or Hands of the Surveyor or Surveyors for the Time being of the Division wherein such Paling or Inclosure is wanted, who is and are hereby required to grant the same forthwith, on every Person so applying for such Licence paying to the said Surveyor or Surveyors the Sum of One Shilling; and no Person whatsoever shall erect or build any such Paling or Inclosure as aforesaid, in any other Manner, or suffer the same to remain for any longer Time than shall be expressed and allowed in such Licence from the said Surveyor or Surveyors, to be signed as aforesaid, upon Pain of forfeiting a Sum not exceeding Twenty Shillings for every Twelve Hours that the same or any Part thereof shall be continued contrary to the Directions of this Act; and if any such Kind of Inclosure shall be erected or built without the Leave of the said Surveyor or Surveyors so had and obtained, and signed as aforesaid, or shall be set up in any other Manner, or continued for any longer Time than shall be allowed and expressed in such Licence, then,

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and in either of said Cases, it shall and may be lawful for such Commissioners, or any Five or more of them, to cause the same to be pulled down and removed, and the Materials thereof shall be deposited in the Stone-yard or Place for keeping Materials for the Works of the Division wherein such Inclosure shall be pulled down and removed, there to be kept and detained, until the Owner or Owners, or his, her, or their known Servant or Servants, shall and do pay to the Person or Persons in whose Custody the same shall be, the said Penalty, together with the Charges of removing the same. And in Case the same shall not be claimed, and the said Penalty and Charges paid within the Space of Five Days next after such Seizure thereof, then it shall and may be lawful to and for the said Commissioners, or any Five or more of them, to order the same to be appraised and sold, and the Money arising therefrom, shall be applied to the Purposes of this Act.

And be it further Enacted by the Authority aforesaid, That if any Person or Persons shall sift, screen, or slack any Lime (except within such Inclosure as aforesaid) in any Street, Lane, Quay, Square, Court, Yard, Alley, Passage, or Place comprehended within and under the Jurisdiction of this and the said recited Act, or cause the same to be so done, he or they shall forfeit

forfeit and pay for every such Offence the Sum of Forty Shillings. CHAP. XX.

And be it enacted by the Authority aforesaid, That if any Person or Persons shall empty any Bog-house or Bog-houses, or take away any Night-soil from any House or Houses within any of the said Five Divisions, or the said Two Divisions hereby added, before the Hour of Eleven o'Clock in the Night, or shall continue to take away such Soil after the Hour of Five in the Morning, or if any Person or Persons shall put or cast any such Soil, or wilfully or negligently permit the same to run out of any Car, Cart, Tub, Pail, or otherwise into any of the Streets, Lanes, Quays, Bridges, Squares, Courts, Alleys, or Places in the said Divisions, then, and in every such Case, it shall and may be lawful to and for any Constable, Beadle, or Watchman (and they and each and every of them, is hereby required and injoined so to do) and to and for every or any other Person or Persons whomsoever, to apprehend the Person or Persons so offending, and to carry him, her, or them, to the Watch-house in the Parish wherein such Offender shall be so taken up (the Constable or Keeper whereof respectively, are hereby required to take such Offender or Offenders into Custody) and thereafter as soon as conveniently may be, to convey him, her, or them, before One or more of the Justices of the Peace for the said

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City, who upon such Offence or Offences respectively, being proved before him, upon Oath or Oaths of the Person or Persons apprehending, or others, (which Oath such Justice or Justices is and are hereby required and impowered to administer) shall and may commit such Offender or Offenders to the Bridewell of the said City, for any Time not exceeding one Month, nor less than Two Days, there to be kept to hard Labour; and the said Commissioners, or any Nine or more of them, are hereby authorized to order any Sum, not exceeding Twenty Shillings, nor less than Five Shillings, to be paid out of the said Rates to be raised by Virtue of this and the said former Act, to the Person or Persons by whom the said Offender or Offenders shall be so detected, apprehended, and conveyed to such Watch-house as aforesaid, as a Reward for his or their Trouble.

And whereas it may be reasonable to exempt and excuse some Persons from Payment of the Rates and Assessments in this and the said recited Act mentioned, on Account of their Poverty and Inability to pay the same; be it Enacted by the Authority aforesaid, That it shall and may be lawful for the said Commissioners, or any Nine or more of them, and they are hereby authorized and impowered to grant to the Owner or Occupier of Houses of the Value of Five Pounds only, or under, by the Year, such Relief in the Payment of any

Rate

Rate or Assessment assessed, or to be assessed by Virtue of this or said recited Act, as they, the said Commissioners, or any Nine or more of them, shall think proper. CHAP. XX.

And be it Enacted by the Authority aforesaid, That the Governors and Guardians of the Hospital for the Reception of Lying-in Women, shall be charged and pay the yearly Sum of Twenty Pounds, and no more, for the Pavement in and about the said Hospital.

And whereas it is highly conducive to the Health and Welfare of the Citizens of Dublin, that the Pleasure-Grounds belonging to the Hospital for the Reception of Lying-in Women, should remain and continue to and for their Use and Recreation, as they have heretofore been, be it Enacted by the Authority aforesaid, That it shall not be lawful for the Governors or Guardians of said Hospital, or their Successors, to lease out the Whole, or any Part or Parcel of said Pleasure-Grounds, for the Purposes of building thereon.

And be it Enacted by the Authority aforesaid, That the Provost, Fellows, and Scholars of Trinity College near Dublin, shall, for the Pavement in and about the said College, pay the annual Sum of Seventy Pounds, and no more; and that the Lord Mayor, Sheriffs, Commons, and Citizens of the City of Dublin, shall,

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for the Pavement at or around Saint Stephen's-Green in the said City, pay the annual Sum of Fifty Pounds Sterling, and no more; any Thing in this or the said recited Act contained to the contrary notwithstanding.

Provided allways, That the said Lord Mayor, Sheriffs, Commons and Citizens of the said City of Dublin, do, within Twelve Months after the passing of this Act, take down and remove the Houses at the Corners of the said Green, and round off the Four Angles of the said Green from Six to Ten Feet.

And whereas by Reason of the Purchases which the said Commissioners are impowered to make by Virtue of the aforesaid recited Act, they may happen to be possessed of some Piece or Pieces of Ground, over and above what may be made Use of for the widening, enlarging, and improving the Street, Way, or Passage, for which they purchased the same; be it Enacted by the Authority aforesaid, That it shall and may be lawful for the said Commissioners, or any Seven or more of them, to lett, sell, or dispose of any such Piece or Pieces of Ground, either together or in Parcels, in such Manner as they shall find most advantageous and convenient to such Person or Persons as shall be willing to contract, agree for, or purchase the same, giving Preference to the Person or Persons

of

of whom the same shall have been purchased, and to apply the Money arising from the same to the Purposes of said recited Act; and it shall and may be lawful to and for the said Commissioners, or any Seven or more of them, to design, assign, and lay out in what Manner any new Houses or Edifices shall be erected or built upon any such Piece or Pieces of Ground which they shall be possessed of as aforesaid, over and above what may be necessary, for Widening, enlarging, and improving the Street, Way, or Passage for which they purchased the same: And whereas the Laws now in being, have not been found sufficient to prevent the several Nuisances justly complained of in the different Markets in this City, and the Liberties thereof; be it therefore Enacted by the Authority aforesaid, That from and after the First Day of March, One thousand seven hundred and seventy-six, the said Commissioners, or any Nine or more of them, shall and are hereby impowered to remove and abate all Obstructions and Nuisances whatsoever in the several Markets of the said City and Liberties thereof; and that it shall and may be lawful to and for the said Commissioners, or any Nine or more of them, to oblige the Owner or Owners, Tenant or Tenants, in Possession of any of the Stalls in the said Markets, to affix his, her, or their Name or Names, and Number, in legible Characters, on the Front of their respective

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Stall or Stalls; and in Case such Owner or Owners, Tenant or Tenants, shall refuse or neglect to remove any Nuisance or Obstruction by him, her, or them respectively occasioned or made, after Two Days Notice for that Purpose given to them personally, or left at such Stalls, or to affix his, her, or their Name or Names, and Number as aforesaid, that then, and in every and either of such Cases, it shall and may be lawful to and for any Nine or more of the said Commissioners, or any Person by them appointed for that Purpose, in the Manner in the said recited Act directed, to levy the following Fines or Forfeitures for such Offences (that is to say) for the First Offence the Sum of Five Shillings, for the second Offence the Sum of Ten Shillings, and for the Third Offence the Sum of Twenty Shillings; and the said Fine of Twenty Shillings for every Time after such Person or Persons shall so offend.

And be it Enacted by the Authority aforesaid, That when it shall so happen, that the Owner or Owners, or Proprietor or Proprietors of any dead Walls or void Spaces of Ground, shall not be known, or cannot be found, so as that the Rates and Assessments which the Commissioners, by Virtue of the said Act, shall rate and assess, may be recovered and received, that then, and in every such Case, the Ground inclosed in such dead Wall, or such void

Space

Spare of Ground, shall remain and be a Security to said Commissioners for all Arrears of such Rates and Assessments; and the said Commissioners, or any Nine or more of them, may, if they think proper, sue in the Name or Names of their Treasurer or Treasurers, the Owner, Proprietor, or Occupier of such dead Walls, or void Spaces, for all or any of the Rates which shall be by them made by Virtue of the said recited Act, and all Arrears due thereupon and unpaid; in which Action no Essoign, Protection, or Wager of Law, or more than one Imparlance shall be allowed.

And whereas Doubts have arisen in respect to the Rates and Assessments directed to be laid upon dead Walls, and void Spaces of Ground in the several Streets, Lanes, and other Places in this and the said recited Act mentioned; be it Enacted by the Authority aforesaid, That all such dead Walls, and void Spaces of Ground, shall be respectively rated by the said Commissioners, or any Five or more of them, at One Shilling in the Pound, of the annual Value which the said Commissioners, or any Five or more of them, shall judge such Grounds fronting to, and bordering upon any of the said Streets and other Places in this and said recited Act mentioned, would be let for by the Foot to a solvent Tenant, and no more; any Thing

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in this, or the said recited Act to the contrary notwithstanding.

And whereas the respective Inhabitants of the Barony of Saint Sepulchre's, in the Liberty of Saint Sepulchre's and County of Dublin, and of the Barony of Donore, in the said County of Dublin, are desirous of being included in this present Act, under the following Regulations; be it Enacted by the Authority aforesaid, That the said Baronies of Saint Sepulchre's and Donore may be included in this Act, and be constituted and made Two Separate Divisions, and be called the Sixth Division, or Division of Saint Sepulchre's, and the Seventh Division; or Division of Donore, and be subject to all the same Taxes, Assessments, Rules, Orders, and Regulations, for the paving the Highways, Streets, Lanes, Quays, Bridges, Squares, Courts, and Alleys, within said Baronies, as the other Five Divisions comprized within an Act passed in the last Session of this Parliament, intituled, An Act for paving the Streets, Lanes, Quays, Bridges, Squares, Courts and Alleys, within the City and County of the City of *Dublin*, and other Purposes relative to the said City of *Dublin*, and other Places therein particularly mentioned, are subject to (except in the two following Particulars.)

Whereas by said last mentioned Act, a Tax, not exceeding One Shilling in the

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pound in any One Year, may be laid or assessed by the Commissioners in said Act named, or any Nine or more of them, on all Lands, Houses, Shops, Ware-houses, Cellars, Vaults, or Tenements within the said City of Dublin, Liberties, and other Places comprized in said Act, as the same shall have been ascertained and rated, towards the Maintenance of the Watch in such Parish and Place respectively for each preceding Year, and to be paid annually by such Person and Persons, and in such Proportion, Manner, and Form, as the Rates towards the Support of the Watch are now paid: And whereas there is not any regular Tax for Maintenance of the Watch in the said Baronies of Saint Sepulchre's and Donore; be it Enacted by the Authority aforesaid, That from and after the passing of this Act into a Law, one or more Rate or Rates, Assessment or Assessments, shall, twice in every Year, or oftner, if it shall be thought needful by the Commissioners herein and by the said former Act appointed, or any Nine or more of them, be laid and assessed by the said Commissioners, or any Nine or more of them, for and upon all and every the Lands, Houses, Shops, Warehouses, Cellars, Vaults, or Tenements within the said Baronies of Saint Sepulchre's and Donore, in such Sum and Sums of Money, as the said Commissioners, or any Nine or more of them, shall yearly, and every Year, order and direct, so as such Rates or Assessments do

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not exceed, in the Whole, the Sum of One Shilling in the Pound in any One Year, of the yearly Rent of such Lands, Houses, Shops, Warehouses, Cellars, Vaults, or other Tenements, as the same shall have been ascertained and rated for Ministers' Money in such Baronies and Places respectively, for each preceding Year, which Rate or Rates, Assessment or Assessments, shall be paid annually by such Person and Persons, and in such Proportion, Manner, and Form, as the Rates for Ministers' Money are now paid.

And whereas there are some Places Extra-parochial in said Baronies of Saint Sepulchre's and Donore, that do not pay any Ministers' Money; be it Enacted by the Authority aforesaid, That it shall and may be lawful to and for the Protestant Inhabitants of the said Barony of Saint Sepulchre's, assembled in Vestry at the Church of Saint Kevan, and to and for the Protestant Inhabitants of the Barony of Donore, assembled in Vestry at the Parish Church of Saint Luke, on the First Thursday in February next, to nominate and appoint Four Persons for each Barony respectively, to value all the Lands, Houses, Shops, Warehouses, Cellars, Vaults, or other Tenements, in all the Extra-parochial Places in said Baronies respectively, and make Returns of such Valuations respectively, to the First Board of Commissioners that shall sit after the First Day of April next,

or

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or in Default of such Returns, or either of them, the First Board of Commissioners that shall sit after the said First Day of April next, and shall consist of Nine or more Commissioners, are hereby authorized and required to nominate Four persons for each or either of said Baronies so neglecting to make a Return or Returns, as herein before directed, who shall value all the Houses, Shops, Warehouses, Cellars, Vaults, and other Tenements in the Places Extra-parochial in said Baronies of Saint Sepulchre's and Donore respectively, and return their respective Valuations to the said Commissioners, within One Month after their having received Directions to make such Valuation; and the Tax laid on in the other parts of said Baronies, according to the Ministers' Money, shall in all the places Extra-parochial in said Baronies, be laid on and paid according to one or other of the Valuations aforesaid, as one or the other of them shall happen to be made.

And whereas the said Baronies of Saint Sepulchre's and Donore, are in the County of Dublin, be it Enacted by the Authority aforesaid, That the Divisional Committees for said Baronies, or Sixth and Seventh Divisions, may consist each of the following Parcels, and be constituted in Manner following, the Seneschals and Registers of the Liberties of Saint Sepulchre's and

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Thomas-Court and Donore, for the Time being, to be allways Two reſpectively of ſaid Committees; the Three Firſt Perſons that ſhall be ſworn on the reſpective Grand-Juries at the next Eaſter Courts Leet to be held reſpectively in ſaid Liberties, likewiſe to be of ſaid Committees reſpectively, and to continue Members of ſaid Committes 'till another Grand-Jury in each of ſaid Liberties reſpectively, ſhall be ſworn at the next ſucceeding Eaſter Court-Leet that ſhall be held in each of ſaid Liberties reſpectively, when the Three Firſt Perſons ſworn on the Grand-Jury at ſuch next ſucceeding Eaſter Court-Leet, ſhall ſucceed immediately as Committee-men to the Three firſt Perſons of the laſt Grand-Jury of the laſt preceding Eaſter Court-Leet in each of ſaid Liberties reſpectively, and from Time to Time ſucceſſively, during the Continuance of this Act; and in Caſe of the Death, Diſability, or Reſignation of any of ſaid Grand-Jury Men, be it Enacted by the Authority aforeſaid, That the Proteſtant Inhabitants reſpectively to be aſſembled in Veſtry in each Barony, on Notice given in Church for that purpoſe, ſhall elect from Time to Time, One, Two, or Three Perſons as the Caſe may happen, in each Barony, to ſupply the Place or Places of any ſuch Grand-Jury Man or Grand-Jury Men ſo dying, being diſabled, or reſigning, in each Barony reſpectively, which ſaid Perſon or Perſons ſo

respectively elected, shall continue Committee-man or Committee-men, as long as the Person or Persons so dying, being disabled, or resigning, would have continued Committe-man or Committee-men.

And be it likewise Enacted by the Authority aforesaid, That the said Seneschals and Registers for the Time being, and the said Three other Persons to be appointed respectively Members of the said Divisional Committees for the Baronies of Saint Sepulchre's and Donore respectively as aforesaid, may likewise, during their Continuance as Committee-men as aforesaid, be Commissioners for carrying into Execution the Powers by this Act, when passed into a Law, and the said former Act vested in the Commissioners herein and therein appointed.

And be it Enacted by the Authority aforesaid, That on the First Thursday in February next, and on every First Thursday in every succeeding February annually, the Protestant Parishioners of the several Parishes, or Parts of Parishes, comprized within said Barony of Saint Sepulchre's, shall meet in the Vestry Room of the Church of Saint Kevan, or some other usual Place for transacting the Publick Business of that Part of the Parish of Saint Peter, that is in the Barony of Saint Sepulchre's aforesaid, the usual

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Notice being first given by the Minister or Curate of said Church of Saint Kevan, and shall elect, by Ballot, Ten Persons, Four of whom shall, at the Time of such Election, be resident in that Part of the Ward of Saint Kevan, within the Line, and is comprized in said Barony of Saint Sepulchre's; and Four of whom shall be resident at the Time of such Election in that Part of the Ward of New Street that is comprized in said Barony; and Two of whom shall be resident at the Time of such Election in the Poddle Ward in said Barony; which said Ten Persons so elected, together with the Seneschal and Register of the said Liberty of Saint Sepulchre's, and the Three Grand Jury Men, or Persons to be elected as aforesaid in their Room, shall constitute a Committee for the better carrying the Purposes of this Act and the said former Act into Execution, within the Sixth Division or Division of Saint Sepulchre's, and shall be armed with all the same Powers, and be sworn, and be in every respect whatsoever, exactly on the same Footing as any of the Divisional Committees appointed by the said former Act, or acting under the Powers therein or herein given; and the Protestant Parishioners of the several Parishes, or Parts of Parishes, comprized within the said Barony of Donore, shall meet in the Vestry Room of the Church of Saint Luke,

or

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or some usual Place for transacting the publick Business of the said Parish of Saint Luke, the usual Notice being first given by the Minister or Curate of said Church; and shall elect, by Ballot, Eight Persons, Six of whom shall be resident at the Time of such Election in the Parish of Saint Luke in said Barony; and Two of whom shall be resident at the Time of such Electron in that Part of the Parish of Saint Catherine, which is comprehended within the said Batony of Donore; which Eight Persons so elected, together with the Seneschal and Register of the Liberties of Thomas Court and Donore, and the Three Grand Jury Men, or Persons elected as aforesaid in their Room, shall constitute a Committee for the better carrying the Purposes of this Act and the said former Act into Execution within the said Seventh Division, or Division of Donore; and shall be armed with all the same Powers, and be sworn, and be in every Respect whatsoever exactly on the same Footing as any of the Divisional Committees appointed by the said former Act, or acting under the Powers therein or herein given; and the Five Persons who out of the Persons appointed Committee-men as aforesaid, for the Barony of Saint Sepulchre's are to be Commissioners as aforesaid for said Barony; and the Five Persons who out of the Persons appointed Committee-men as aforesaid,

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for the Barony of Donore, are to be Commissioners as aforesaid for said Barony of Donore, shall likewise be armed with all the same Powers, and be in every respect on the same Footing as the Commissioners by the said former Act constituted and appointed.

And be it Enacted by the Authority aforesaid, That as to all Pavements adjoining or belonging to all Stables, Coach-houses, or other Out-offices within the Limits of this Act, in case of Defect or Want of Reparation therein, the Owner or Occupier of every such Stables, Coach-houses, Ware-houses, or other Out-offices, shall, within Six Days after Notice given, or left in Writing for that Purpose at the Dwelling-house, or last Place of Abode of such Owner or Occupier, by, or by the Order of Two of the Committee acting under this Act, or the said former Act, well and sufficiently, and in such Manner as shall by the said Commissioners be directed, repair and amend all such Defects and Wants of Reparation; and in Default of so doing by such Owner or Occupier, then the said Commissioners, or any Five or more of them, may cause the same to be amended and repaired; and in Case the Costs and Expences thereof, shall not be paid to, or to the Order of the said Commissioners, or any Three of them, within Six Days af-

ter

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ter Demand thereof from such Owner or Occupier, the said Commissioners, or any Three of them, may cause the same to be levied by Distress and Sale of the Goods and Chattels of such Occupier or Owner, by Warrant under the Hands and Seals of Two Justices of Peace of the City or County of the City of Dublin; which Warrant the said Justices are hereby authorized and required upon the Complaint of the said Commissioners, or any Three of them to issue accordingly.

Provided always, and be it Enacted by the Authority aforesaid, That nothing in this Act contained shall extend, or be construed to extend, to take away from, or to deprive any Person or Persons of any Right of Action, or any Right to recover Damages sustained by such Person or Persons, by any Act pretended to be done under the said former recited Act, for which any Action hath actually been commenced and proceeded upon.

And whereas by the said former Act of the Thirteenth and Fourteenth Years of the Reign of His present Majesty, Provision is made for establishing a Market-Jury, consisting of Twenty-four respectable Citizens of the said City, part of Forty-eight to be returned by the Sheriffs of the said City: And whereas it may prove very inconvenient to the Publick, if Barristers

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at Law, Phyſicians, Attornies at Law, or Surgeons, ſhall be liable to be put upon the ſaid Jury; be it therefore Enacted by the Authority aforeſaid, That Barriſters at Law, Phyſicians, practiſing Attornies at Law, and Surgeons, following their Buſineſs as ſuch, ſhall be exempt from ſerving upon the ſaid Market-Jury, and ſhall not be liable to be returned by the Sheriffs of the ſaid City for that Purpoſe.

And whereas it may be very dangerous and inconvenient to many of His Majeſty's Subjects, that Sedan Chairmen carrying Fares, ſhould not be permitted to paſs upon the Broad or Ragged Foot-Paths on the Sides of the Streets of the ſaid City; be it therefore Declared and Enacted by the Authority aforeſaid, That Sedan Chairs, and the Chairmen carrying the ſame with Fares, may lawfully paſs and repaſs upon ſuch Foot-Paths without Interruption, or being liable to any Penalty or Forfeiture for ſo doing.

And be it Enacted by the Authority aforeſaid, That the following Perſons be added to the Commiſſioners named in the ſaid recited Act, and have the like Powers they are inveſted with, viz. The Honourable Richard Anneſley, Hercules Langford Rowley, William Brabazon Ponſonby, James Ormſbie, Dixie Coddington, Robert Lindſay, Clotworthy Rowley, Nicholas Tench, Joſhua

Cooper, William Gore, and Richard Underwood, Esquires; James Dennis, John Scott, James Shiel, Attiwell Wood, and Joseph Hoare, Esquires, Counsellors at Law; Cornelius Grogan, Esquire, William Burton, Esquire, Charles Domville, Esquire, and the Seneschal and Deputy Seneschal for the Liberty of Saint Patrick, Dublin, for the Time being; and that this Act shall be deemed a Publick Act, and shall be judicially taken Notice of as such, by all Judges and Justices, and other Persons, without specially pleading the same. CHAP. XX.

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XXI.

AN

ACT

TO

Prevent and puniſh Tumultuous Riſings of Perſons within this Kingdom, and for other Purpoſes therein mentioned.



DUBLIN:

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A C T

Anno Regni Decimo Quinto & Sexto

GEORGII Tertii Regis.

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An Act to prevent and puniſh Tumultuous Riſings of Perſons within this Kingdom, and for other Purpoſes therein mentioned.

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WHEREAS it has frequently happened of late Years in different Parts of this Kingdom, that ſeveral Perſons calling themſelves White Boys, and others, as well by Night as in the Day-time, have in a riotous, diſorderly, and tumultuous Manner aſſembled together, and have abuſed and injured the Perſons, Habitations, and Properties of many of His Majeſty's loyal

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and faithful Subjects, and have taken and carried away their Horses and Arms, and have compelled them to surrender up, quit, and leave their Habitations, Farms, and Places of Abode; and have with Threats and Violence imposed sundry Oaths and solemn Declarations, contrary to Law, and solicited several of His Majesty's Subjects, by Threats and Promises, to join with them in such their mischievous and iniquitous Proceedings, and have also sent Threatening and incendiary Letters to several Persons, to the great Terror of His Majesty's peaceable Subjects; and have taken upon themselves to obstruct the Exportation of Corn, Grain, Meal, Malt, and Flour, and to destroy or damage the same, when intended for Exportation, and have also destroyed Mills, Granaries, and Store-houses provided for the keeping of Corn, which, if not effectually prevented, must become dangerous to the general Peace of this Kingdom, and His Majesty's Government therein: And whereas for putting a Stop to, and punishing such enormous Outrages and Offences, an Act passed in this Kingdom in the Fifth and Sixth Years of the Reign of His present Majesty, intituled, An Act to prevent for the future tumultuous Risings of Persons within this Kingdom, and for other Purposes therein mentioned; which Act hath been from Time to Time continued, and is now in Force, but hath been found insufficient

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ficient for the purposes thereby intended; and for preventing and punishing such wicked and unlawful practices, be it Enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons in this present Parliament assembled, and by the Authority of the same, That no person or persons shall be indicted, or suffer any Pains or Penalties under the said recited Act passed in the Fifth and Sixth Years of His present Majesty's Reign, for any Offence which shall be committed by him, her, or them, from and after the First Day of March, One thousand seven hundred and seventy-six; but that nothing herein contained shall be construed to take away any of the Force or Effect of said Statute, so far as it relates to Offences which have been committed, or which shall be committed, on or before the said Day.

And be it further Enacted by the Authority aforesaid, That if any Person or Persons, from and after the First Day of March, One thousand seven hundred and seventy-six, being armed with any Fire-Arms, Firelock, Pistol, or any offensive Weapon or Weapons whatsoever, or having his, her, or their Face or Faces, Body or Bodies disguised in any Manner whatsoever, or wearing any particular Badge, Dress, or Uniform not usually worn by

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him, her, or them upon his, her, or their lawful Occasions, or assuming any particular Name or Denomination, not usually assumed by His Majesty's Subjects, upon their lawful Occasions, shall rise, assemble, or appear by Day or by Night, to the Terror of His Majesty's Subjects; every Person so offending, being thereof lawfully convicted upon Indictment, shall be adjudged guilty of an high Misdemeanor, and the Court before whom such Person or Persons shall be tried, shall have Power and Authority to punish such Offender or Offenders by Fine and Imprisonment, and to award Pillory, Whipping, or other Corporal Punishment, with Security for the future Good Behaviour of the Person or Persons so convicted, as in the Discretion of the Court shall seem meet.

And be it Enacted by the Authority aforesaid, That from and after the First Day of March, One thousand seven hundred and seventy-six, if any Person or Persons rising or assembling in Manner herein before mentioned, or in any other Manner whatsoever, save as herein after is declared, shall, either by Day or by Night, wilfully or maliciously shoot at, maim, or disfigure any Person or Persons, in any Dwelling-House or other Place, or shall knowingly send any Letter, with or without any fictitious Name or Names thereto subscribed, demanding any Money, Fire-Arms, Ammunition, or other Thing or Things, or threatening

threatening to injure the Person or Pro- CHAP. perty of any of His Majesty's Subjects; XXI. or if any Person or Persons shall by Gift, Promise, or Threats, procure any of His Majesty's Subjects to join in any of the aforesaid Offences, or shall unlawfully compel, or by Force, Threats, or Menaces, attempt to compel, any of His Majesty's Subjects to quit his, her, or their Habitation, Farm, Possession, Place of Abode or lawful Employment, all and every Person and Persons so offending, being thereof lawfully convicted, shall be adjudged guilty of Felony, and shall suffer Death, as in Cases of Felony, without Benefit of Clergy.

And be it Enacted by the Authority aforesaid, That from and after the First Day of March, One thousand seven hundred and seventy-six, if any Person or Persons shall at any Time after Sun-set and before Sun-rise, or before the Hour of Six in the Forenoon, though the Sun should be arisen, maliciously assault, or in any Manner whatsoever maliciously injure the Habitation, Property, Goods, or Chattels of any other Person or Persons, or shall forcibly and maliciously break into his, her, or their House, Barn, or Out-house, or shall maliciously cause any Door to be open by Threats, Menaces, or shall forcibly take or carry away any Horse, Gelding, Mare, or Mule, or any Gun, Sword, or other offensive Weapon, or any Money, or Goods or Chattels, without the Con-

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ſent of the Owner, or ſhall cauſe the ſame, or any of the ſame, to be delivered to them by Threats or Menaces, all and every Perſon or Perſons ſo offending, being thereof lawfully convicted, ſhall be adjudged guilty of Felony, and ſhall ſuffer Death as in Caſes of Felony, without the Benefit of Clergy.

And be it further Enacted by the Authority aforeſaid, That if any Perſon or Perſons ſhall, after the Hour of Six in the Forenoon, the Sun being riſen, and before Sun-ſet, commit any of the Offences laſt herein before mentioned, he, ſhe, or they ſo offending, ſhall, on Conviction thereof, be puniſhed by Fine and Impriſonment, Pillory, Whipping, or ſuch other corporal Puniſhment as the Court, in their Diſcretion, ſhall think fit to impoſe.

And be it Enacted by the Authority aforeſaid, That it ſhall and may be lawful for every Juſtice of the Peace, Sheriff, Under-Sheriff, Mayor, Bailiff, or other Peace Officer, within the Limits of his or their reſpective Juriſdictions, taking with them the neceſſary Aſſiſtance, (and they are hereby impowered and authorized to command all His Majeſty's Subjects of Age and Ability to be aſſiſting therein) to apprehend, diſperſe, reſiſt, and oppoſe all Perſons concerned in any of the unlawful Acts before mentioned in this

this Act; and if any Person or Persons shall happen to be killed, maimed, or hurt, in the apprehending, dispersing, resisting, or opposing any such Offenders, then every such Justice of the Peace, Sheriff, or other Peace-officer, and all and singular Persons being aiding and assisting to them, or any of them, shall be freed, discharged, and indemnified, as well against the King's Majesty, His Heirs, and Successors, as against all and every other Person or Persons, or for or concerning the killing, maiming, or hurting, any such Persons.

And be it further Enacted by the Authority aforesaid, That all and every Person or Persons who shall, from and after the First Day of March, One thousand seven hundred and seventy-six, assist, abet, or succour any Person or Persons to commit any of the Offences aforesaid, or shall wilfully and knowingly conceal any Person or Persons who have committed any of the Offences aforesaid, (for which Sentence of Death, as in Cases of Felony, may be awarded,) every Person or Persons so aiding, assisting, abetting, succouring, or concealing such Person or Persons, shall, on being lawfully convicted thereof, be adjudged guilty of Felony, and suffer Death, as in Cases of Felony, without Benefit of Clergy.

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And in Order to prevent for the future the ſeveral Outrages and Offences herein before mentioned, be it further Enacted by the Authority aforeſaid, That Satisfaction and Amends may be made in Manner herein after mentioned, to all and every Perſon and Perſons, his, her, or their Executors or Adminiſtrators, for all and every Injury and Damage which ſhall be done or committed againſt his, her, or their Perſon or Perſons, Habitations, Poſſeſſion, Property, Goods, or Chattels, by any Offender or Offenders againſt this Act; and that every Perſon or Perſons, his, her, or their Executors or Adminiſtrators, who ſhall ſuſtain any ſuch Injury, Loſs, or Damage by any of the Offences herein before mentioned, may ſue for and recover Satisfaction and Amends for the Injury, Loſs, or Damage incurred or ſuffered as aforeſaid, at the next Aſſizes to be held for the County where ſuch Offence was committed, by exhibiting to the Judge or Judges of Aſſize, his, her, or their Petition, praying, ſuch Satisfaction and Amends for the Injury, Loſs, or Damage ſuſtained as aforeſaid, and therein ſetting forth particularly the Injury and Damage done to his, her, or their Perſon, Habitation, Property, Goods or Chattels, and the particular Value thereof, by what Number of Perſons he, ſhe, or they believe ſuch Injury or Damage was done or committed, and of what Religion he, ſhe, or they

believe

believe such Offender or Offenders, or any of them, was or were, with the Names and Descriptions of such of said Offenders as he, she, or they shall know, and such particular Descriptions of such others of them as he, she, or they can give, and the Matter shall thereupon be examined by such Judge or Judges of Assize, in open Court, in the Presence of the Grand-Jury impannelled and sworn at said Assizes, on the Oath of the Party assaulted or injured as aforesaid, and such other Evidence as can be produced touching the said Offences, according to the Nature thereof; and if on Consideration of the Matter, such Judge or Judges of Assize shall be of Opinion that the Person or Persons preferring such Petition, hath or have fully proved the several Matters aforesaid, and the Value of the Injury or Damage sustained as aforesaid, so as to intitle him, her, or them to Satisfaction and Amends, the said Grand Jury shall thereupon, and they are hereby required, pursuant to the Direction of such Judge or Judges of Assize as aforesaid, to present such Sum or Sums of Money, as the Person or Persons so assaulted or injured in his, her, or their Person, Habitation, Possession, Property, Goods or Chattels, ought in their Opinion to have and receive for the Loss, Injury, or Damage by him, her, or them sustained as aforesaid, to be raised either on the County, Barony, Town or Towns, Parish or Parishes in or near which such

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ſhall have been committed, and in ſuch Proportions as they ſhall think fit; Which Sum ſo preſented as aforeſaid, ſhall be applotted, levied, and raiſed by ſuch Ways and Means, and in ſuch Manner and Form, as other Publick Money preſented at the Aſſizes ſhall be applotted, levied, and raiſed within ſuch County purſuant to the Laws now in Force.

Provided, That if any Perſon or Perſons ſhall find himſelf, herſelf, or themſelves aggrieved by any Preſentment to be made in Purſuance of this Act, ſuch Perſon or Perſons, in caſe the Sum preſented to be raiſed, do exceed the Sum of Five Pounds, ſhall or may at the ſaid Aſſizes, traverſe the ſame, which Traverſe ſhall be tried at the ſame, or the next enſuing Aſſizes, as the Judge or Judges who ſhall allow the ſame, ſhall think fit; and if on ſuch Traverſe the Iſſue ſhall be found for the Traverſer, ſuch Preſentment ſhall be diſcharged, otherwiſe the ſame ſhall be final and concluſive to all Perſons.

Provided allways, That every Perſon or Perſons applying for ſuch Preſentment, ſhall by himſelf, herſelf, or themſelves, or by ſome Perſon or Perſons for and on his, her or their Behalf, ſhall within forty-eight Hours after ſuch Injury and Damage done or committed as aforeſaid, or within a reaſonable Time after he, ſhe, or they ſhall be at Liberty, give Notice thereof unto

unto some of the Inhabitants of some Town or Village near unto the Place where such Fact shall be committed, and shall within six Days after such Fact committed, give Notice to the High Constable of the Barony, and to the Church-Wardens of the Parish where such Fact shall be alledged to have been committed (if such High Constable and Church-Wardens shall respectively reside within such Barony and Parish) who are hereby required forthwith to publish the same in the several Market-Towns of the Barony and Parish where such Fact shall be so alledged to have been committed; and that also within six Days after such Notice so given as aforesaid, either the Person or Persons so injured shall give his, her, or their Examination upon Oath, or that Examination upon Oath shall be given by his, her, or their Servant or Servants, or Family who are in his, her, or their House, or who had the Care of his, her, or their Habitation, Possession, Property, Goods or Chattels, before some Justice of the Peace of the County inhabiting within the Barony where such Fact shall be committed, or near unto the same, thereby specifying whether he, she, or they do know the Person or Persons who committed such Fact, or any of them; and if upon such Examination it shall be confessed, that he, she, or they do know the Person or Persons who committed the said Fact, or any of them,

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then he, she, or they shall be bound by Recognizance to prosecute such Offender or Offenders by Indictment or otherwise, according to the Laws of this Kingdom.

Provided also, That every Presentment to be hereafter made by Virtue of this Act, shall be made at the next Assizes after the Fact committed, and shall be read in open Court; and shall not be made at any other Assizes, unless such Fact shall be committed so near the Time of holding such Assizes, that due Notice cannot be given before the First Day of such Assizes, according to the Direction of this Act; in which Case it shall and may be lawful for the Person or Persons who shall have sustained such Injury or Damage, to prefer his, her, or their Petition, and to obtain such Presentment at the next ensuing Assizes after such due Notice shall be given as aforesaid.

Provided also, That no such Presentment shall at any Time be removed by Certiorari, or the Prosecution thereupon otherwise delayed than by such Traverse as aforesaid, and that for such Time only as shall be necessary for the Tryal of such Traverse; nor shall any such Presentment be at any Time quashed for any Informality, Imperfection, or Defect in Form whatsoever.

And

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And be it further Enacted by the Authority aforesaid, That the Clerk of the Crown for the County where such Presentment shall be made, shall, on Request to him made, make and deliver to any Person or Persons desiring the same, true Copies signed by him of all such Presentments, and of Warrants for levying of any Money grounded thereupon; for each of which there shall be paid to the said Clerk of the Crown the Sum of Six Pence only, and no more; and such Clerk of the Crown is hereby required to make and deliver the same accordingly.

And be it further Enacted by the Authority aforesaid, That all and every Person and Persons who hath or have been guilty before the First Day of December, One thousand seven hundred and seventy-five, of any of the Offences created by the aforesaid Act passed in the Fifth and Sixth Years of His present Majesty's Reign, (other than such as are indicted, or in actual and lawful Custody for the same, and other than such Person or Persons who hath or have been guilty of Murder, or being guilty of burning Houses, Corn, or Hay; or who hath or have been guilty of maiming or disfiguring of any Person) shall by Virtue of this Act be pardoned, acquitted, and discharged of the same; provided such Person or Persons shall on or before the First Day of August,

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One thousand seven hundred and seventy-six, surrender him, her, or themselves to any of the Justices of His Majesty's Court of King's Bench, or to any one or more of His Majesty's Justices of the Peace in and for the County where he, she, or they did commit such Offence or Offences, and shall enter into a Recognizance, with Sureties, to keep the Peace and be of good Behaviour for the Term of Seven Years; which Recognizance shall be returned by such Justice to the next Assizes, and shall there remain among the Records of the County.

And whereas notwithstanding the Laws now in being for the better securing the Government by disarming Papists, there is good Reason to suspect, that several persons, contrary to the true Intent and Meaning of said Laws, have Arms and Ammunition in their Custody and Power, by Means whereof many of the Mischiefs herein before mentioned have happened; be it enacted by the Authority aforesaid, That from and after the First Day of March, One thousand seven hundred and seventy-six, it shall and may be lawful for any One or more Justice or Justices of the Peace, and for all Mayors, Sheriffs, and Chief Magistrates of Cities and Towns Corporate, within their respective Jurisdictions, from Time to Time, as well by Night as by Day, to search for, seize, and carry away, or cause to be searched for, seized, and carried

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ried away, all Arms and Ammunition whatsoever, belonging to, or in the Custody or Possession of any Papist or reputed Papist, not duly licenced to keep and carry the same, or in the Hands or Possession of any Person or Persons in Trust for them or any of them, and for that Purpose to enter into any Dwelling-House, Out-house, Office, Field, or other Place belonging to such Papist, or reputed Papist, and into the Dwelling-House, Out-House, Office, Field, or other Place belonging to any other Person whatsoever, where he or they shall have reasonable Cause to suspect any such Arms or Ammunition shall be concealed; and such Arms and Ammunition so taken and seized, shall, by the Person or Persons so seizing and taking the same be preserved for the Use of His Majesty, His Heirs and Successors, to be disposed of as he or they shall think fit; unless it shall appear that the same were forcibly taken and carried away from some of His Majesty's Subjects in Manner herein before mentioned, in which Case such Arms and Ammunition shall be delivered to the Person or Persons from whom the same were so forcibly taken; and in case any such Justice or Justices of the Peace, or other Chief Magistrate aforesaid, after such Search made, shall have Cause to suspect that any Arms or Ammunition remain concealed and not seized as aforesaid, he and they is, and are hereby required to cause such Person and Persons

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whom he or they ſhall ſuſpect to have concealed the ſame, to be brought before him and them, and to be examined upon his, her, or their corporal Oath concerning the ſame.

Provided allways, that no perſon ſhall be convicted or incur any Penalty for any Offence upon any Confeſſion or Diſcovery he or ſhe ſhall make on being examined upon Oath as aforeſaid, nor ſhall any ſuch Examination be given in Evidence againſt the perſon ſo examined, unleſs ſuch perſon ſhall be indicted for having committed Wilful Perjury in ſuch Examination.

And be it further Enacted by the Authority aforeſaid, That every ſuch Perſon or Perſons who upon Demand or Search made for ſuch Arms or Ammunition as aforeſaid, ſhall refuſe to deliver up the ſame as aforeſaid, and alſo to declare and manifeſt to the Juſtice or Juſtices of the Peace, Mayor, Sheriffs, or other Chief Magiſtrates aforeſaid, what Arms and Ammunition, he, ſhe, or they, or any other to his, her, or their Knowledge, or with his, her, or their Privity, have, or ſhall hinder or diſturb the Delivery thereof to the ſaid Juſtice or Juſtices of the Peace, or other Chief Magiſtrate as aforeſaid; and alſo every Perſon and Perſons who ſhall refuſe to make Diſcovery upon his, her, or their Oath, to be adminiſtered by ſuch Juſtice or Juſtices of the Peace,

or

or other Chief Magistrate aforesaid, concerning the Premisses aforesaid, or being summoned by Writing under the Hand of One or more Justice or Justices of the Peace (whereof Notice in Writing to be given to him or her, or left at his or her usual Place of Abode) shall without reasonable Cause, refuse or neglect to appear before such Justice or Justices of the Peace, or other Chief Magistrate as aforesaid, to be examined as aforesaid, every such Person or Persons so offending, shall, on being lawfully convicted thereof, be punished by Fine and Imprisonment, or such corporal Punishment of Pillory or Whipping, as the Court, before whom such Person or Persons shall be tried, shall in their Discretion think proper. CHAP. XXI.

And be it further Enacted by the Authority aforesaid, That in Case any Person or Persons who shall apprehend, take, prosecute, or convict, or who shall use his, her, or their Endeavours to apprehend, take, prosecute, or convict any Person or Persons guilty of any of the Offences aforesaid, shall happen to be maimed or wounded for or on Account thereof, such Person or Persons so maimed or wounded as aforesaid, shall be entitled to such Reward, not exceeding the Sum of Fifty Pounds, as the Grand Jury of the County aforesaid, shall, with the Approbation of the Judge or Judges of Assize, direct and appoint; and in case any Person or

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Persons shall happen to be killed in the apprehending and taking, or endeavouring to apprehend and take any Offender or Offenders against this Act, or in making Pursuit after him, her, or them, that then the Executors or Administrators of the Person or Persons to whom the Right of Administration of the Personal Estate of such Person or Persons so killed shall belong, shall be entitled to and receive such Reward not exceeding the Sum of One Hundred Pounds, as the Grand Jury of the County aforesaid, shall, with the Approbation of the Judge or Judges of Assize direct and appoint; the said last mentioned Rewards to be also raised by the Presentment of the Grand Jury of such County where such Fact shall be committed, and to be applotted, levied, and raised in such Manner as other publick Money presented at the Assizes shall be raised, applotted, and levied.

And whereas the Gaols in this Kingdom have of late been frequently broke open, and the Prisoners confined therein set at large, be it Enacted by the Authority aforesaid, That from and after the passing of this Act, every Person or Persons, who shall by Force or Violence break open any Gaol or Prison, with an Intention to rescue and enlarge him, her, or themselves, or any other Prisoner or Prisoners therein confined on Account of any Offence, though the same be not capital,

all

all and every Person or Persons who shall commit such Offence, and shall be found guilty thereof, shall suffer Death, as in Cases of Felony, without Benefit of Clergy, and shall and may be tried before the Trial or Attainder of the Person or Persons so enlarged; any Law or Statute to the contrary in any wise notwithstanding.

And be it further Enacted by the Authority aforesaid, That every Person who shall rescue any Person committed by a Justice of the Peace on a Mittimus for Treason, Felony, or any of the Offences herein before mentioned, punishable with Death, from a Constable, or any Person legally authorized for that Purpose, before the Person or Persons so committed shall be lodged in Gaol, shall, on being convicted and found guilty thereof, suffer Death, as in Cases of Felony, without Benefit of Clergy.

And be it further Enacted by the Authority aforesaid, That all and every Person or Persons, who shall by Force, Violence, or Menace, unlawfully impose or tender any Oath or Oaths on any Book, or in any other Manner, any solemn Engagement on or to any other Person or Persons, shall, on Conviction thereof, be fined, imprisoned, pilloried, or whipped, according to the Discretion of the Judge before whom he or they shall be so convicted, and that it shall not be necessary

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in any Indictment for ſaid Offence, to ſet forth the ſaid Oath or Oaths or ſolemn Engagements particularly.

And be it further Enacted by the Authority aforeſaid, That all and every Juſtice of the Peace in this Kingdom, ſhall have full Power and Authority to ſummon any Perſon or Perſons within his Juriſdiction, whom he ſhall have Cauſe to ſuſpect to be capable of giving material Evidence concerning any Offence or Offences committed againſt this Act, and to examine him, her, or them relative thereto, on his, her, or their Oath or Oaths, concerning any of the Offences aforeſaid, and if he ſhall ſee Cauſe, to bind ſuch Perſon or Perſons in Recognizance to appear and proſecute at the next Aſſizes; and in Caſe ſuch Perſon or Perſons, who ſhall be ſummoned for that Purpoſe, ſhall refuſe to ſubmit to ſuch Examination, or to enter into ſuch Recognizance, it ſhall and may be lawful to and for ſuch Juſtice of the Peace to commit the Perſon or Perſons ſo refuſing, to the publick Gaol of the County where he is a Juſtice of the Peace, until he, ſhe, or they ſhall ſubmit to ſuch Examination, or enter into ſuch Recognizance, or be diſcharged by due Courſe of Law; provided no ſuch Examination ſhall ſubject the Party examined to any Proſecution or Penalty whatſoever, or be permitted to be given in Evidence againſt the Perſon ſo examined, unleſs ſuch Perſon ſhall be in-

dicted

dicted for having committed wilful Perjury in such Examination. CHAP. XXI.

And be it further Enacted by the Authority aforesaid, That every Person, who by Sound of Drum, Horn, Musick, Fire, Shouting, or other Signal, shall knowingly excite, encourage, or promote such unlawful Meetings as aforesaid, shall be adjudged guilty of an high Misdemeanor, and that all Accessaries before and after any of the Offences aforesaid, shall and may be tried and convicted, although the Principal or Principals be not taken or convicted.

And to prevent any Defect in the Execution of this Act, be it further Enacted by the Authority aforesaid, That if any Justice of the Peace of the County where any Offence is committed, happens to be in another County, he or any Justice of the Peace for such Foreign County, may, upon proper Information, issue his or their Warrant to arrest any Person offending against this Act, and the Person arrested shall be brought before such Justice of the Peace, who is hereby impowered, upon due Examination and probable Cause appearing to him or them, either to commit the Offender to Prison, or to admit him to Bail, if the Offence with which he is charged be a bailable Offence, or to discharge him, if no sufficient Cause for his Detainer shall appear; and that such Jus-

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tice of the Peace shall return all Examinations and Recognizances taken by, or entered into before him, to the next Assizes to be held for the County in which such Offence is alledged to have been committed; and such Justice of the Peace shall or may be examined on the Trial of such Offender in the proper County, and he shall and is hereby required to attend and give Evidence on such Trial, unless prevented by some sufficient Reason, verified by the Affidavit of the Party, or some other credible Person, and approved of as a reasonable Excuse by the Court.

Provided allways, and be it further Enacted by the Authority aforesaid, That nothing herein contained shall be construed in any Sort to repeal or alter (save as herein before mentioned) any Act of Parliament or Law now in Force relating to the Offences herein before mentioned, but that such Acts and Law or Laws (save as aforesaid) shall remain in full Force, as if this Act had never been made.

Provided, That nothing herein contained shall extend, or be construed to extend, to the peaceable Meetings of any Number of Persons for their lawful Occasions, or at any Fair or Market, or reputed Fair or Market, or any customary Assembly for innocent Sports or Recreation, not prohibited by, or contrary to any Law now in Force.

And

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And be it further Enacted by the Authority aforesaid, That every Clause herein contained, shall be read publickly in open Court on the Second Day of every Assizes, and the First Day of every Quarter-Sessions of the Peace in every County of this Kingdom.

And be it further Enacted by the Authority aforesaid, That any Two or more Justices of the Peace, having reasonable Cause to suspect any Person or Persons guilty of any such unlawful Rising, assembling or appearing as aforesaid, or of having been in any unlawful Assembly to the Terror of His Majesty's Subjects as aforesaid, or of intending so to be, may summon, and they are hereby required to summon before them, the Person or Persons so suspected to be guilty, and bind him, her, or them over by his, her, or their own Recognizance to appear at the next ensuing Assizes, or General Gaol Delivery to be held for the County in which he, she, or they shall reside, to answer such Matters as he, she, or they shall then be charged with, and to be of good Behaviour in the mean Time; and in Case of Refusal to appear to enter into Security as aforesaid, that then such Justices of the Peace shall have Power, by Warrant under their Hands and Seals, to commit every such Person or Persons to the Common Gaol of the County, there to remain until such

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person or Persons shall submit to appear and enter into such Security as aforesaid, or until discharged by due Course of Law.

And whereas it is intended that this Law shall be in Force no longer than publick Necessity shall require, be it further Enacted by the Authority aforesaid, That this Act shall continue in Force to the Twenty-fourth Day of June, One thousand seven hundred and seventy-eight, and no longer.

AN

CHAP. XXII.

AN ACT FOR

Amending an Act paſſed laſt Seſſion of Parliament, *intituled*, An Act for the better Regulation of the Baking Trade in the City of *Dublin*..

DUBLIN:

Printed by the Executors of DAVID HAY, Aſſignee of the late BOULTER GRIERSON, Printer to the King's Moſt Excellent Majeſty, MDCCLXXV.



Anno Regni Decimo Quinto & Sexto

GEORGII Tertii Regis.

CHAP. XXII.

An Act for amending an Act passed last Session of Parliament, *intituled*, An Act for the better Regulation of the Baking Trade in the City of *Dublin*.

CHAP. XXII.

WHEREAS by an Act passed the last Session of Parliament, intituled, An Act for the better Regulation of the Baking Trade in the City of *Dublin*, it is among other Things Enacted, That if any Person do or shall after the First Day of August, One thousand seven hundred and seventy-four, make, or bake for Sale, or sell or expose to Sale, within the City of Dublin, or Liberties thereof, or within the Liberties of Saint Sepulchre's, Thomas-Court and Donore, any Loaf or Loaves of Wheaten or White Bread, save of the respective Avoirdupoise Weights therein mentioned, the Person so offending, and being thereof convicted, shall forfeit

CHAP. XXII.

the Penalties inflicted by an Act made in the First Year of the Reign of King George the Second, intituled, An Act for the regulating the Price and Assize of Bread, and the Markets: And whereas numberless Frauds and Impositions have been practised on the Publick, notwithstanding the most vigilant Attention of the Magistrate; for Remedy whereof, be it Enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal and Commons in this present Parliament assembled, and by the Authority of the same, That from and after the Twenty-fourth Day of June, One thousand seven hundred and seventy-six, no Person or Persons whatsoever shall make for Sale, or sell, or expose to Sale in the City of Dublin, or Liberties thereunto adjoining, any Sort or Sorts of Bread, other than White and Household, and that the Lord Mayor of the City of Dublin, and the Seneschals of the said several Liberties, shall, from Time to Time, ascertain within their respective Jurisdictions, the Assize and Weight of said White Bread, according to the Table annexed to said Act of the First Year of the Reign of King George the Second, for White Bread, having Respect to the Middle Price of Wheat, and Middle Price of Flour, and to make such Allowance to the Baker as they shall think fit, not less than the Sum of Eleven Shillings for each Quarter, and that said Assize shall be published, and the Bakers

and

and Sellers of Bread, who ſhall act contrary to ſuch Aſſize, ſhall be puniſhed in the ſame Manner in ſaid Act mentioned, and be ſubject to the like Penalties, to be recovered and applied in the ſame Manner, as are inflicted by the ſaid Act upon Perſons baking or ſelling of Bread contrary to the ſaid Act; any Thing contained in the ſaid Act of the laſt Seſſion to the contrary notwithſtanding.

Provided allways, That nothing herein contained ſhall be conſtrued to prohibit the baking and ſelling of French Rolls, in ſuch Manner as has been accuſtomed.

CHAP.
XXIII.

AN

ACT

FOR

The Relief of the Out-Penſioners of the Hoſpital of King *Charles* the Second, for antient and maimed Officers and Soldiers of the Army of *Ireland*.



DUBLIN:

Printed by the Executors of DAVID HAY, Aſſignee of the late BOULTER GRIERSON, Printer to the King's Moſt Excellent Majeſty. MDCCLXXV.

Anno Regni Decimo Quinto & sexto

GEORGII Tertii Regis.

CHAP. XXIII.

An Act for the Relief of the Out-Pensioners of the Hospital of King *Charles* the Second, for antient and maimed Officers and Soldiers of the Army of *Ireland*.

CHAP. XXIII.

WHEREAS the Out-Pensioners of the Hospital of King Charles the Second, for antient and maimed Officers and Soldiers of the Army of Ireland, have of late suffered great Impositions and Distresses from the fraudulent Practices of Money-Lenders, from whom the said Out-Pensioners frequently take up Money, on Terms many Times most usurious and oppressive; for the Prevention of all which Abuses and Mischiefs, be it Enacted by the King's Most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temtal,

CHAP. XXIII.

poral, and Commons in this present Parliament assembled, and by the Authority of the same, That all Assignments, Bargains, Sales, Contracts, Orders, Letters, or Powers of Attorney, irrevocable or conveying Interest, and Agreements or Securities whatsoever, made by any Out-Pensioner, for, upon or in Respect of any Sum or Sums of Money due, or to become due, for or on Account of the Pension of the said Hospital, to such Out-Pensioners as have been or shall be admitted thereunto, shall, from and after the Twenty-fourth Day of June, in the Year of our Lord, One thousand seven hundred and seventy-six, be absolutely null and void to all Intents and Purposes.

AN

CHAP.
XXIV.

AN

ACT

FOR

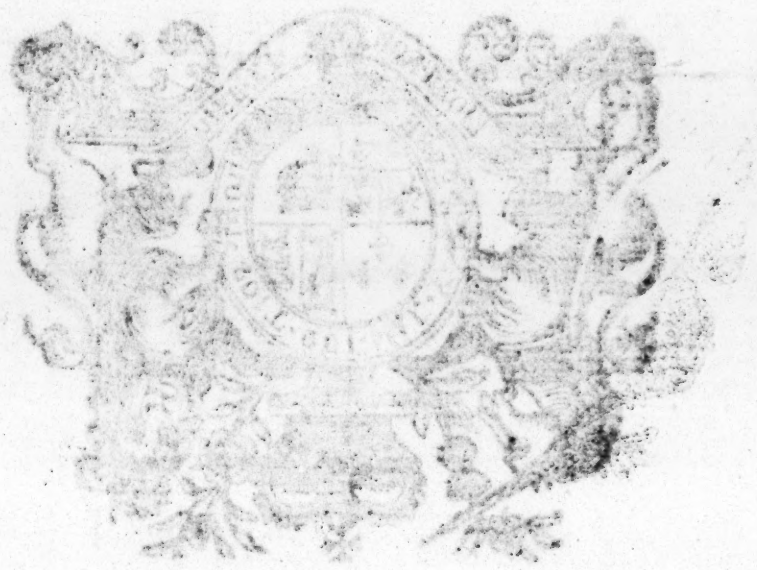
The better regulating the Pipe-Water of the City of *Dublin*.



DUBLIN:

Printed by the Executors of DAVID HAY, Aſſignee of the late BOULTER GRIERSON, Printer to the King's Moſt Excellent Majeſty, MDCCLXXV.

DUBLIN:



Anno Regni decimo Quinto & Sexto

GEORGII Tertii Regis.

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An Act for the better regulating the Pipe-Water of the City of *Dublin*.

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WHEREAS the Inhabitants of the City of Dublin, have not of late been ſufficiently ſupplied with Water, which hath been occaſioned by the great Increaſe of the Inhabitants of the ſaid City, and Inſufficiency of the Works formerly conſtructed to ſupply ſuch a Number: And whereas the Lord Mayor, Sheriffs, Commons, and Citizens of the City of Dublin, have for many Ages paſt been ſeized and poſſeſſed of a Water-courſe from the River Dodeer, beginning at the Weir at the Foot of Ballrudery-Hill, and and paſſing through the Lands of Temple-

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Oge and other Lands to the City of Dublin, and at a great Expence have made a Balon or Reservoir for Water, and other Works: And whereas the said Corporation of the City of Dublin, to promote as much as in it lay a supply of Water adequate to the Consumption of the Inhabitants of the said City of Dublin, entered into a Contract with the Company of Undertakers of the Grand Canal for an ample Supply of pure Water, at an Expence of Ten per Cent. upon the gross Produce of the Revenue that should arise to the said Corporation of the City of Dublin, from the Sale of the said Water, which Contract has been confirmed by Act of Parliament: And whereas it would tend to the Health, Safety, and Convenience of the Inhabitants of the said City, if the Owner or Occupier of every House in the said City should be obliged to take a leaden Branch from the Water Mains to supply such House respectively; Therefore to enable the said Lord Mayor, Sheriffs, Commons, and Citizens of the City of Dublin, more effectually to carry the said laudable Purposes into Execution, and that the Inhabitants of the said City may have a regular, sufficient, and constant Supply of pure Water, be it Enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons in this present Parliament assembled, and by the Authority of the same, That from

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from and after the Twenty-fifth Day of March, One thouſand ſeven hundred and ſeventy-ſeven, every Owner or Occupier of every Houſe in the ſaid City of Dublin, ſhall, and they are hereby required, under the Direction of the proper Officer or Officers of the ſaid City, to provide for the Uſe of ſuch Houſe or Houſes one Branch, or leaden Pipe, of the uſual and accuſtomed Dimenſions, to convey the Water from the ſeveral Main Pipes that now are, or hereafter may be laid in the ſeveral Streets, Alleys, Yards, Courts, Squares, Lanes, or on the Quays in the ſaid City, into ſuch Houſe or Houſes in the ſaid City.

And the better to enable the ſaid Lord Mayor, Sheriffs, Commons, and Citizens of the City of Dublin, to conſtruct new Mains of larger Dimenſions than heretofore uſed, and to extend the ſaid Works, be it Enacted by the Authority aforeſaid, That from and after the Twenty-fifth Day of March, One thouſand ſeven hundred and ſeventy-ſeven, every Owner or Occupier of every Houſe in the ſaid City of Dublin, ſhall pay to the ſaid Lord Mayor, Sheriffs, Commons, and Citizens of the City of Dublin, or to the Officers or Collectors by them appointed, the following Sums only, and at the following Rates, for Water for every Dwelling-Houſe paying Fifteen Shillings and upwards Miniſter's Money, the annual Rent or Sum of Twenty Shillings; for every

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Dwelling-House paying from Ten Shillings to Fifteen Shillings Minister's Money, the annual Rent or Sum of Fifteen Shillings; and for every Dwelling-House paying less than Ten Shillings Minister's Money, the annual Rent or Sum of Ten Shillings.

Provided allways, and be it Enacted by the Authority aforesaid, That where the Minister's Money is not ascertained, then such House or Houses shall be chargeable with, and pay at the Rates before mentioned, according as rated by the Work-house Books.

And whereas many Houses are let out in Lodgings or Tenements to divers Tenants, be it Enacted by the Authority aforesaid, That then and in such Case, the foregoing Rent, payable at the Rates herein before mentioned, shall be paid; and the said Lord Mayor, Sheriffs, Commons, and Citizens are hereby impowered to levy the same from the Owner or Owners of such Houses or Tenements, or from the Occupier or Occupiers of any Part or Parts of such Houses or Tenements, in such Manner as other Distresses and Sales are by this Act directed; and such Occupier or Occupiers of such Tenements, being Parts of Houses, are hereby required and authorized to pay such Sums as are herein before mentioned, in Pursuance of this Act, and to deduct the same out of the

Rent

Rent of his or their Holdings, and the Owners or Proprietors are required to allow such Deductions and Payments upon the Receipts of the Residue of the Rents; and all such Tenants, paying such annual Rents for Water as herein charged, shall be acquitted and discharged for so much as said Rent amounts to, as if the same were actually paid to such Persons to whom the Rents of their Holdings should have been due and payable.

And be it Enacted by the Authority aforesaid, That every Brewer, Maltster, Distiller, Sugar-baker, Tanner, Skinner, Dyer, and every other Person or Persons who shall make Use of the said Water in their several Occupations or Manufactures, shall pay for the said Water agreeably to the present Mode, according to their respective Consumptions and Agreements for that Purpose between them and the said City; provided the said Sum shall not exceed the Sum of Twenty Pounds in any one Year for each Person.

And be it Enacted by the Authority aforesaid, That if any Person neglect or refuse to pay the annual Rents herein before mentioned, for Twenty-one Days after personal Demand thereof, or Demand in Writing left at the Place of Abode or Occupation of the Persons so directed to pay the said Rents, it shall and may be lawful to and for the said Lord Mayor, She-

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tiffs, Commons, and Citizens of the said City of Dublin, or their Officer or Receivers, appointed to receive the said annual Rents, by Warrant under the Hand and Seal of the Lord Mayor of the said City for the Time being (which Warrant the said Lord Mayor is hereby authorized and required to grant) by and with the Assistance of the High Constable of the said City of Dublin; or, of a Constable of the Parish or Place where such Neglect or Refusal shall happen (who is required to be aiding and assisting) to enter into the Houses or Lands within the said City, occupied by Persons so chargeable with the said Rents, and to distrain their Goods and Chattels; and if the said annual Rent shall not be paid within Twenty-one Days after such Distress, together with the Costs of the said Distresses, to be ascertained by any Two or more Justices of the Peace for the County of the City of Dublin, then to sell so much and such Part thereof, as will be sufficient to pay the said Rent, with all Costs and Charges attending such Distress and Sale, returning the Overplus (if any) to the Owners of such Goods and Chattels.

And be it Enacted by the Authority aforesaid, That where any Distress is made for any Money to be levied by this Act, the Distress itself shall not be deemed unlawful, nor the Parties making such Distress be deemed Trespassers, on Account of

of any Default or Want of Form in any Proceedings relating thereto, nor yet be deemed Trespassers, ab initio, on Account of any Irregularity afterwards done by the Party or Parties distraining, but the Person aggrieved by such Irregularity, may recover full Satisfaction for the special Damage in an Action on the Case. CHAP. XXIV.

And be it Enacted by the Authority aforesaid, That no Plaintiff shall recover in any Action for any such Irregularity, Trespass, or other Proceedings, if Tender of sufficient Amends shall be made by or on Behalf of the Parties who committed, or caused to be committed any such Irregularity, Trespass, or wrongful Proceedings before such Action brought; and in Case no such Tender shall have been made before Action commenced, it shall be lawful for the Defendants in any such Actions, by Leave of the Court, before Issue joined, to pay into Court such Sum of Money as he or they shall think fit, whereupon, such Proceedings, or Order and Judgment shall be had, made, and given, in and by such Court, as in other Actions, wherein the Defendants are allowed to pay Money into Court.

And be it Enacted by the Authority aforesaid, That the Lord Mayor, Sheriffs, Commons, and Citizens of the City of Dublin, may and are hereby impowered to make such Regulations for the better

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Improvement of the ſaid Works, and to lay down ſuch Mains upon ſuch Conſtructions as to them may ſeem expedient, from the Place called the City Baſon, through the ſeveral Streets, Alleys, Yards, Courts, Squares, and Lanes on the Quays of the ſaid City of Dublin, and they are hereby appointed Conſervators of the ſaid Water and Water-courſe, from the ſaid Baſon to and through the ſeveral Places aforeſaid, with the ſame Powers, Reſtrictions, Reſervations, and Penalties, and ſubject to the ſame Appeal as is directed and appointed by an Act of Parliament paſſed in this Kingdom in the Sixth Year of the Reign of His late Majeſty King George the Firſt, intituled, An Act for cleanſing and repairing the Water-courſe leading from the River *Dodeer* to the City of *Dublin*, and to prevent the diverting and corrupting the Waters therein.

Provided always, and be it Enacted by the Authority aforeſaid, That in Caſe any Houſe in the ſaid City ſhall at any Time or Times hereafter, from the Twenty-fifth Day of March, One thouſand ſeven hundred and ſeventy-ſeven, for the Space of Twenty-one Days ſucceſſively, want Water, through the Negligence or Inattention of the ſaid Lord Mayor, Sheriffs, Commons, and Citizens, or by the Negligence, Corruption, or Inattention of any of the Officers employed by them in the ſaid Works, in ſuch Caſe, and not otherwiſe, it ſhall

and

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and may be lawful for the Owner or Occupier of such House or Houses, to retain out of the annual Rent which they are directed to pay by this Act, One Fourth part of their said Rent for the said Year in which such Omission or Default shall happen, as a Compensation for such Want or Detention of Water.

And be it further Enacted by the Authority aforesaid, That the said Lord Mayor, Sheriffs, Commons, and Citizens of the City of Dublin, may, and they are hereby impowered to borrow at Interest, upon the Credit of the said Rates and Rents, such Sums as they shall find necessary for the Purposes of this Act, and may demise or mortgage the said Rents, or any Part thereof, the Costs of such Mortgages to be paid out of such Rent, as a Security to any Person who shall advance such Sum or Sums, by a Writing under the Common Seal of the said Corporation, in the Form, or to the Effect following:

"By Virtue of an Act made in the Fifteenth "and Sixteenth Years of the Reign of His Majesty "King *George* the Third, for regulating the "Pipe-Water of the City of *Dublin*, We, the "Lord Mayor, Sheriffs, Commons, and Citizens "of the City of *Dublin*, in Consideration of "the Sum of ... to the Treasurer "of the said Lord Mayor, Sheriffs, Commons,

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" and Citizens of the City of *Dublin*, in Hand
" paid, do grant, bargain, ſell, and demiſe
" unto his Executors,
" Adminiſtrators, and Aſſigns, ſuch Proportion
" of the whole Rents ariſing by Virtue of the
" the ſaid Act, as the ſaid Sum of
" doth or ſhall bear to the whole Sum of Money
" advanced, or to be advanced on the Credit
" thereof, to be had and holden from this
" Day of in the Year of
" our Lord for and during the
" Continuance of the ſaid Act, unleſs the ſaid
" Sum of with Intereſt, at the
" Rate of *per Centum per Annum*,
" ſhall be ſooner repaid and ſatisfied."

And that Copies of all ſuch Mortgages or Securities ſhall be entered in the Books or other Records of the ſaid Corporation of the City of Dublin.

And be it further Enacted by the Authority aforeſaid, That all Perſons to whom ſuch Mortgage or Security ſhall be made, and alſo all Perſons to whom the ſame ſhall come by ſuch Indorſement as is herein after mentioned, may, from Time to Time, transfer their Right, Title, Intereſt, or Benefit to the ſaid Mortgages or Securities, and the ſaid Principal and Intereſt thereby ſecured, to any other Perſon or Perſons, by indorſing on the Back of ſuch Securities the following Words:

" I do

" I do transfer this Mortgage or Security, " with all my Right and Title to the Principal " hereby ſecured, and to all the Intereſt now " due upon the ſame, unto " his Executors, Adminiſtrators, and Aſſigns. " Dated this Day of

G. H.

And be it further Enacted by the Authority aforeſaid, That ſuch Transfers and Aſſignments ſhall entitle ſuch Aſſignees, their Executors, Adminiſtrators, and Aſſigns, to the Benefit thereof, and Payment thereon; and ſuch Aſſignees may, in like Manner aſſign or transfer the ſame again, and ſo toties quoties; and that it ſhall not be in the Power of ſuch Perſon who ſhall have made ſuch Aſſignment, to make void, or diſcharge the Original Security or Monies thereby due.

And be it Enacted by the Authority aforeſaid, That all Perſons to whom ſuch Mortgage, Security, or Aſſignment ſhall be made, ſhall be (in Proportion to the Sums mentioned) Creditors on ſuch Rents, on Credit whereof ſuch Sums are advanced, in equal Degree one with another, and ſhall have no Preference in Reſpect of the prior Advancement of ſuch Money, or prior Date of ſuch Mortgage or other Security.

And be it further Enacted by the Authority aforeſaid, That the Property of

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ſuch Lender ſhall be deemed and adjudged in all Courts of Law and Equity, to be perſonal, and not Real Eſtate, and ſhall not be deemed or adjudged ſubject to, or to be affected by any of the Laws to prevent the further Growth of Popery, or ſubject to any Diſcovery under the ſame.

And be it Enacted by the Authority aforeſaid, That all the Clauſes of the aforeſaid Act, paſſed in the Sixth Year of the Reign of His late Majeſty King George the Firſt, not hereby altered or varied, ſhall be in Force as fully as if this Act had not been made.

And be it Enacted by the Authority aforeſaid, That if any Action or Suit ſhall be commenced, or any Replevin brought againſt any Perſon for any Thing done by him, under and in Purſuance of this Act, the Defendant or Defendants, Avowant or Avowants, or others making Conuſance in ſuch Action, Suit, or Replevin, may plead the General Iſſue, or avow, or make Conuſance generally, that the Plaintiff is indebted to the ſaid Corporation of Dublin, in a certain Sum of Money, by Virtue of this Act, and that the ſame ſtill remains due, and give this Act and the ſpecial Matter in Evidence at any Trials thereupon, and that the Diſtreſs, or other Matter or Thing for which ſuch Action, Suit, or Replevin ſhall be ſo brought, was taken or done in Purſuance

and

and by Authority of this Act; and if in such Action, Suit, or Replevin, the Jury shall find for such Defendant, Avowant, or Person making Conusance, or if the Plaintiff shall be nonsuited, or discontinue, or if by Default, or upon any Demurrer, Judgment shall be given for such Defendant or Avowant, or Person making Conusance in any of the Cases aforesaid, such Defendant or Avowant, or Person making Conusance, shall have double Costs, and such Remedy for recovering the same, as any Defendant may have for Costs in any other Case by Law; and if the Plaintiff shall have proceeded by Way of Replevin, shall also have Judgment for a Return of the Distress taken. CHAP. XXIV.

Provided allways, That nothing herein contained shall extend to charge any Brewer, or other Person entitled to, and possessed of, the Use of any Part of the Water of the said River Dodeer, by Title not derived under the said Lord Mayor, Sheriffs, Commons, and Citizens, with the Payment of the Rent for any Water or Watercourse to which they are so entitled, and whereof they are now in Possession,

Saving nevertheless, to the King's most Excellent Majesty, and all Bodies Politick and Corporate, and every other Person whatsoever, except the Lord Mayor, Sheriffs, Commons, and Citizens of the City of Dublin, and the several Guilds within

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the said City, all such Right, Title, and Interest in the said Water and Watercourses, as they would have had if this Act had never been made.

And be it further Enacted by the Authority aforesaid, that all the Costs and Charges in preparing, drawing, obtaining and passing this Act, shall be deducted, as soon as may be, out of the First Money received by Virtue thereof, and that this Act shall be deemed a Publick Act, and judicially taken Notice of as such by all Judges, Justices, and other Persons, without specially pleading the same.

AN

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AN

ACT

FOR

Amending an Act paſſed in the Eleventh and Twelfth Years of His preſent Majeſty's Reign, *intituled*, An Act for better regulating the Foundling-Hoſpital and Workhouſe in the City of *Dublin*, and increaſing the Fund for the Support thereof; alſo for making a Proviſion for appointing a *Locum Tenens*, in Caſe of the Death or Abſence of the Lord Mayor, or the Preſident of the Court of Conſcience.

DUBLIN:

Printed by the Executors of DAVID HAY, Aſſignee of the late BOULTER GRIERSON, Printer to the King's Moſt Excellent Majeſty. MDCCLXXV.

T

Anno Regni Decimo Quinto & Sexto

GEORGII Tertii Regis.

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An Act for amending an Act paſſed in the Eleventh and Twelfth Years of His preſent Majeſty's Reign, *intituled*, An Act for better regulating the Foundling-Hoſpital and Workhouſe in the City of *Dublin*, and increaſing the Fund for the Support thereof; alſo for making a Proviſion for appointing a *Locum Tenens*, in Caſe of the Death or Abſence of the Lord Mayor, or the Preſident of the Court of Conſcience.

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WHEREAS by an Act paſſed in the Eleventh and Twelfth Years of the Reign of His preſent Majeſty, intituled, An Act for the better regulating the Foundling Hoſpital and Workhouſe in the City of *Dublin*, and increaſing the Fund

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for the Support thereof; alſo for making a Proviſion for appointing a *Locum Tenens*, in Caſe of the Death or Abſence of the Lord Mayor, or the Preſident of the Court of Conſcience; the Aſſiſtants appointed by the Governors of the Foundling-Hoſpital and Workhouſe of the City of Dublin, or any Five of them, are impowered to put in Force and Execution, all and every the Laws, Rules, Orders, and Regulations, which have been, or ſhall from Time to Time be made or ordained at any of their ſaid Quarterly or other general Meetings or Aſſemblies, wherein Eleven at leaſt ſhall have been preſent: And whereas every Rule, Order, Regulation, and Bye-Law ſubſiſting on the Twenty-third Day of June, One thouſand ſeven hundred and ſeventy-two, is thereby made good and valid, ſubject, nevertheleſs, to be amended, altered, or made null and void by the ſaid Governors thereby created, or any Twenty-one of them or more; be it Enacted by the King's Moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons in this preſent Parliament aſſembled, and by the Authority of the ſame, That the Governors of the Foundling-Hoſpital and Workhouſe of the City of Dublin, ſhall have full Power and Authority to make and ordain Rules, Orders, Bye-Laws and other Regulations at their Quarterly or other General Meetings or Aſſemblies to be holden in Purſuance of the ſaid Act.

Provided

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Provided allways, That no Rule or Regulation hereafter to be made by the said Governors, shall have the Force of a Bye-Law, unless such Rule or Regulation shall be confirmed, Twenty-one Governors at the least signing the same, at a Quarterly General Meeting, the same having been first proposed at some General Meeting Fourteen Days at least previous to said Quarterly Meeting or Assembly, and Notice given of its being to be taken into Consideration in the Summons for the said Quarterly Meeting; and that no Bye-Law at any Time hereafter to be made, shall be repealed, altered, or suspended, except at a General Quarterly Meeting or Assembly, Twenty-one Governors at least being present, and also except the Repeal, Alteration or Suspension thereof, shall have been proposed at some General Meeting or Assembly, fourteen Days at the least, previous to such Quarterly Meeting or Assembly, and Notice given thereof in the Summons for such Quarterly Meeting or Assembly.

And be it Enacted by the Authority aforesaid, That if any Governor shall accept of or enjoy any Place of Profit, or any Salary or Emolument under the said Corporation, he shall cease to act as a Governor so long as he shall enjoy the same.

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And whereas by the said Act it was Enacted, That all and every poor Child and Children, under the Age of Six Years, who shall be found, or taken up within the said City and Liberties thereunto adjoining, or sent to the Foundling-Hospital, shall be received and kept therein, or sent to Nurse therefrom; and that all Children who shall appear to be Six Years old, and whose Age shall not be thought to exceed Eight Years, and shall be presented to the said Governors, Eleven at least being present, or to the Court of Assistants, in said recited Act mentioned, or any Five of them, to be received or admitted into the said House, should be by them received, provided there should be proper Room in the said House, and provided such Child or Children, so from Time to Time to be presented for Admission, shall appear to be sound in Mind and Body: And whereas the Number of Children of the Age of Six Years and under, have of late Years increased, so far beyond the Expectation of the said Governors, that the Expence of supporting them has exceeded every Provision that could be made, exclusive of Grants by Parliament; in Order therefore that the Funds appointed for the Support of the Foundling-Hospital and Workhouse, shall be applied to the proper Use, be it Enacted by the Authority aforesaid, That from and after the Twenty-fourth Day of June, One thousand seven hundred

hundred and seventy-six, there shall not be received into the said Hospital, or sent to Nurse therefrom, any Child, who shall appear to be above the Age of One Year old, upon any Account whatsoever, any Law to the contrary notwithstanding.

And be it Enacted by the Authority aforesaid, That the said Governors, or any Eleven or more of them, or the Court of Assistants, or any Five of them, may in Cases where any Fine is incurred, or liable to be imposed by Virtue of said first recited Act, impose or inflict only such part of such Fine, according to the Nature of the Offence committed, as they in their Discretion shall judge proper, so as such Fine to be imposed by them, shall not be less than Twenty Shillings; any Thing in the said Act to the contrary notwithstanding.

And be it further Enacted, That instead of the Days in the said Act appointed for the several Quarterly Meetings or Assemblies, said Quarterly Meetings or Assemblies shall be held on every second Day of February, first Day of May, first Day of August, and first Day of November, in every Year, unless any of said Days should happen to fall upon a Sunday, in which Case, such Meeting or Assembly shall be held on the Monday immediately following; and that

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every Act, Matter, or Buſineſs, by the ſaid recited Act, or by this preſent Act ordered, directed, or allowed to be done at any of ſaid Quarterly Meetings or Aſſemblies, ſhall and may be done on any of ſaid Days herein before for that purpoſe mentioned, except that the Court of Aſſiſtants ſhall be alſhays elected on the Firſt Day of May in every Year, or if ſaid Day ſhould happen to fall upon a Sunday, on the Monday immediately following.

And be it Enacted by the Authority aforeſaid, That no Rule or Order relating to the internal Management of the ſaid Hoſpital, which ſhall be made at any Meeting of the Court of Aſſiſtants, ſhall at any Time be valid, or conſtrued to be ſo, unleſs Five Members, who were preſent at ſuch Meeting, ſhall on the ſame Day ſign their Names in the Book in which the Orders and Reſolutions relative to the ſame, are uſually entered.

And whereas by the ſaid firſt recited Act it was Enacted, That for the better Support of the Foundling-Hoſpital and Work-houſe, and for the Maintenance and Education of all the Children which have been, or ſhall be received therein, there ſhall be charged upon, and paid unto the ſaid Governors and their Succeſſors, from and after the Twenty-fourth Day of June, One thouſand ſeven hundred and ſeventy-two, for

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for ever thereafter, for all and every the Houses within the several Parishes of Dublin, and the Liberties of Saint Sepulchre's, Thomas-Court, and Donore, and the Liberties of Christ-Church and Saint Patrick's thereunto adjoining, and within the Suburbs of said City, whether in said County or City, in all such Places Extra-Parochial within the said County and Liberties, the Sum of Six Pence in the Pound yearly and every Year, for every Pound of the yearly Rent of every such House or Houses, as the Valuations are returned for the Collection of Minister's Money in the City, Suburbs, and Liberties aforesaid; and where no such Valuations are or shall be returned for the Collection of Minister's Money, or such House or Houses as are or shall be built in a Place Extra-Parochial, a new Valuation may be made in the Manner mentioned in said Act: And whereas it has been found extremely difficult to ascertain the Valuation of several of those Houses, whereby the Funds intended for the Support of the said Hospital have been considerably diminished: And whereas several Houses, not charged with Minister's Money, are nevertheless charged with Parish or County Cesses, be it Enacted by the Authority aforesaid, That it shall and may be lawful for the said Governors, until a Valuation of such Houses for the Collection of Minister's Money shall be made, to charge all such Houses with Six

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pence in the pound, and with all other Taxes chargeable thereon, for the Use of the said Foundling-Hospital and Work-house, to be ascertained by, and apportioned according to any Parish or County Cess, which hath been or shall be made, to charge any such House with the Payment of any Parish or County Cess.

AN

CHAP. XXVI.

AN

ACT

FOR

Encouraging the Cultivation, and for the better Preſervation of Trees, Shrubs, Plants, and Roots.

DUBLIN:

Printed by the Executors of DAVID HAY, Aſſignee of the late BOULTER GRIERSON, Printer to the King's Moſt Excellent Majeſty. MDCCLXXV.

ACT

FOR

Encouraging the Cultivation, and for the better Preservation of Trees, Shrubs, Plants, and Roots.

Anno Regni Decimo Quinto & sexto

GEORGII Tertii Regis.

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An Act for encouraging the Cultivation, and for the better Preservation of Trees, Shrubs, Plants, and Roots.

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WHEREAS the several Acts of Parliament made for the Encouragement of Planting, and for preserving of Timber-Trees, Woods, and Underwoods herein after mentioned, have not had the desired Effect, and to avoid the Confusion which may arise from the Multitude of the Laws relative to the same Subject, it is thought expedient to repeal the said several Acts, and to make one new Act, containing all such Parts of the said Acts, as are proper to be continued, with such Alterations and Additions as are herein after contained; therefore be it Enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal and Commons

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in this present Parliament assembled, and by the Authority of the same, That from and after the First Day of May, One thousand seven hundred and seventy-six, an Act of Parliament passed in the Tenth Year of the Reign of His late Majesty King William the Third, intituled, An Act for planting and preserving Timber-Trees and Woods; and also another Act of Parliament, passed in the fourth Year of her late Majesty Queen Anne, intituled, An Act for explaining and putting in Execution an Act for planting and preserving Timber-Trees and Woods; and for explaining and putting in Execution an Act to avoid and prevent Misdemeanors in idle and lewd Persons in barking of Trees; and also another Act of Parliament passed in the Ninth Year of her late Majesty Queen Anne, intituled, An Act for the further explaining and putting in Execution An Act for planting and preserving Timber Trees and Woods; and also another Act of Parliament passed in the Eighth Year of the Reign of His late Majesty King George the First, intituled, An Act for repealing Part of an Act passed in the Tenth Year of King *William* the Third, *intituled*, An Act for planting and preserving Timber-Trees and Woods, and also for giving further Encouragement to plant and preserve Timber Trees and Woods; and also so much of an Act passed in the Fifth Year of the Reign of His late Majesty King George the Second, intituled, An Act to encourage the Improvement of barren and waste Land and Bogs, and planting of Timber-Trees and Orchards, as relates to the planting

ing of Timber-Trees, shall be repealed and made void and void.

And be it Enacted by the Authority aforesaid, That from and after the First Day of May, One thousand seven hundred and seventy-six, every Person who shall wilfully cut down, or break down, bark, burn, pluck up, top, top, or otherwise damage, spoil, or destroy any Timber-Tree, or Fruit-Tree, or any young Trees, or Shoots, or any part thereof, without the Consent of the Owner or Owners thereof first had and obtained, or who shall be aiding or assisting in so doing, or who shall have in his, her, or their possession, any Timber-Tree, or any Kind of Wood, Under-Wood, Poles, Sticks of Wood, Shoots or young Trees, Shrubs, Plants, or Roots, and shall not give a satisfactory Account that he, she, or they came fairly and honestly by the same, or who shall fix up in any Church or Chappel the green Branches of any Tree or Shrub, or any part of any Tree or Shrub, having the Leaves on it, except Holly, Bay, Laurastina, Yew or Ivy, and shall be thereof convicted upon the Oath of any one credible Witness, before any one of His Majesty's Justices of the peace within his Jurisdiction, shall, for every such Offence, forfeit and pay such Sum of Money, not exceeding Five Pounds, as to such Justice shall seem meet, together with the Charges previous to, and attending such Conviction,

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to be ascertained by such Justice who shall convict the Offender, and upon Non-payment thereof, such Justice shall commit such Offender to the Common Gaol, or House of Correction of such County, by Warrant under his Hand and Seal, there to remain without Bail or Mainprize for any Time not exceeding Six Months, or until the said Penalty and Charges shall be paid.

And be it further Enacted by the Authority aforesaid, That all Oak, Beech, Ash, Elm, Larix, Sycamore, Walnut, Chestnut, Cherry, Lime, Poplar, Alder, Quicken, or Mountain-Ash, Holly-Timber, Sallow, Asp, Birch, Cedar, Pine and Fir Trees, shall be deemed and taken to be Timber-Trees, within the true Meaning and Provision of this Act, and of every other Act now in Force in this Kingdom relative to Timber-Trees.

And be it further Enacted by the Authority aforesaid, That every Person who shall from and after the First Day of May aforesaid, wilfully cut down, or break down, pluck up, or spoil, burn, or destroy, or take, carry, or convey away any Shrub, Plant, or Root, Shrubs, Plants, or Roots, out of the Nurseries, Gardens, Woods, or Fields of any other Person, without the Consent of the Owner or Owners thereof first had and obtained, or who shall be aiding or assisting in so doing, or who shall make Use of any Gads, Withs, Bows,

Bolbs, or Back-bands, made of Wood, on his or their plolbs, Harrolbs, Cars, Carts, Harnels, or Tackle, or in whole Cuſtody or Poſſeſſion any Gads or Withs ſhall be had or found, or who ſhall make Uſe of any Stollops of Oak or Aſh, or any other Timber-Tree for Thatching of Houſes, or who ſhall put up any May-Buſh, oppoſite or near to his or her Houſe, or ſuffer any May-Buſh to be ſo put up, or to remain for the Space of Three Hours oppoſite or near to his or her Houſe, or who ſhall keep any Bark or Rind of Trees in his or her Houſe or Poſſeſſion, not being a knolbn Tanner or Dyer, or Perſon lawfully poſſeſſed of Trees or Woods, or not having lawfully obtained the ſame from ſome Perſon ſo poſſeſſed of Trees or Woods, and ſhall be thereof convicted upon the Oath of any One credible Witneſs, before any One Juſtice of the Peace within his Juriſdiction, ſhall forfeit and pay ſuch Sum of Money as to ſuch Juſtice ſhall ſeem meet, not exceeding Forty Shillings together with the Charges previous to, and attending ſuch Conviction, to be aſcertained by ſuch Juſtice who ſhall convict ſaid Offender, and upon Non-payment thereof, ſuch Juſtice ſhall commit ſuch Offender to the Common Gaol or Houſe of Correction of ſuch County, by Warrant under his Hand and Seal, there to remain without Bail or Mainprize, for any Time not exceeding Three Months, or until the ſaid Penalty and Charges ſhall be paid. CHAP. XXVI.

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And be it further Enacted by the Authority aforeſaid, That if the Clerk of the Peace of any County ſhall neglect or refuſe to keep on a ſeparate File among the Records of ſuch County, or to enter in an Alphabetical Book every Certificate which ſhall be delivered to him by any Perſon relative to the Planting of Trees, which ſuch Clerk of the Peace is ordered and directed ſo to do, by an Act paſſed in the Sixth Year of His preſent Majeſty, intituled, An Act for the encouraging the Planting of Timber-Trees; every Clerk of the Peace ſo offending, ſhall forfeit the Sum of Five Pounds for every ſuch Offence, to be recovered by any Perſon who ſhall ſue for the ſame by Civil Bill.

And be it further Enacted by the Authority aforeſaid, That his Majeſty's Juſtices of the Peace within their ſeveral and reſpective Juriſdictions, are hereby authorized to put this Act in Execution, and to adminiſter an Oath to any ſuch credible Witneſs or Witneſſes as ſhall appear before them; and that One Moiety of all ſuch Forfeitures and pecuniary Penalties to be inflicted by this Act, and not otherwiſe applied, ſhall be paid to the Informer, with full Coſts, and the other Moiety to the Poor of the Pariſh; and that it ſhall and may be lawful for any Conſtable, or other Perſon, by Warrant under the Hand and Seal of any One Juſtice of the Peace, to make

make Search in all ſuſpected Houſes and Places within the Juriſdiction of ſuch Juſtice, for any Timber or Fruit-Trees, Sticks, Shoots, Shrubs, Plants, Roots, or Bark, and if ſuch Conſtable or Perſon ſhall find any ſuch in the Poſſeſſion, Houſe, Out-houſe, Field, or Ground of any Perſon ſuſpected to be guilty of any of the Offentes aforeſaid, he ſhall bring ſuch ſuſpected Perſon before ſuch Juſtice of the Peace; and if ſuch ſuſpected Perſon ſhall not make full and clear Proof, to the Satisfaction of ſuch Juſtice, that ſuch Timber, or Fruit-Tree, Sticks, Shoots, Shrubs, Plants, Roots, or Bark, were fairly and honeſtly bought by ſuch Perſon, or given to him or her by the Owner or Proprietor thereof, in Default thereof, and not otherwiſe, ſuch ſuſpected Perſon ſhall be judged and deemed, and ſhall ſtand convicted of a Breach of this Act, and ſhall be ſubject to the ſeveral Penalties herein directed for ſuch Offence.

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AN

ACT

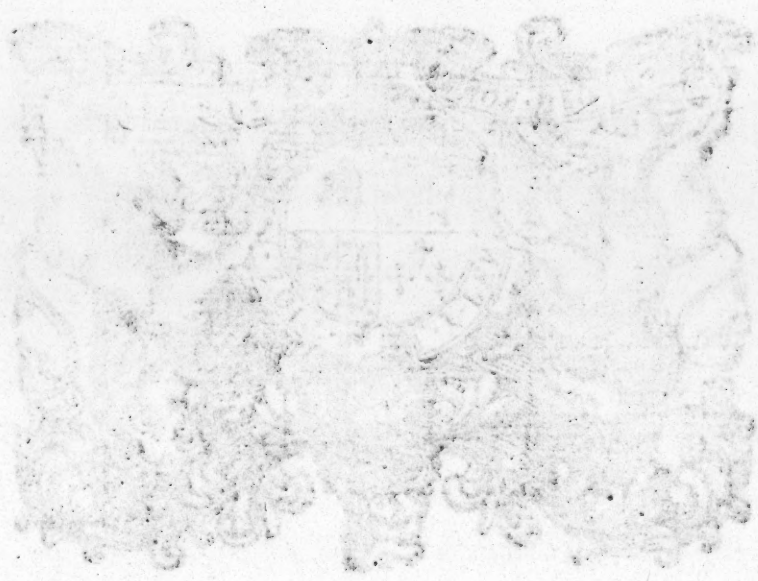
TO

Amend the ſeveral Acts of Parliament made in this Kingdom, for the more effectual preventing of Frauds by Tenants.

DUBLIN:

Printed by the Executors of DAVID HAY, Aſſignee of the late BOULTER GRIERSON, Printer to the King's Moſt Excellent Majeſty. MDCCLXXV.

BELIZE.



Anno Regni decimo Quinto & Sexto

GEORGII Tertii Regis.

CHAP. XXVII.

An Act to amend the ſeveral Acts of Parliament made in this Kingdom for the more effectual preventing of Frauds by Tenants.

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WHEREAS by an Act of Parliament made in the Fourth Year of the Reign of his late Majeſty King George the Firſt, intituled, An Act to explain and amend an Act, *intituled.* An Act for the more effectual preventing of Frauds committed by Tenants, it is Enacted amongſt other Things, That in Caſe the Leſſee or his Aſſigns, or other Perſon or Perſons claiming or deriving under a Leaſe, ſhall permit and ſuffer Judgment to be had and recovered on Ejectment to be brought, as therein mentioned, by Leſſor or Landlord having Right by Law to re-enter for

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Non-Payment of Rent, and Execution to be executed thereon, without paying on Demand the Rent aſcertained in the Manner therein mentioned to be in Arrear, together with full Coſts, or depoſiting the ſame in a Court of Equity, on filing a Bill within Six Months after Execution executed, then, and in ſuch Caſe, the ſaid Leſſee, or his Aſſigns, and all other Perſons claiming or deriving under the ſaid Leaſe, ſhall be barred and forecloſed from all Relief or Remedy in Law or Equity, other than by Writ of Error for Reverſal of ſuch Judgment, in caſe the ſame ſhall be erroneous, and the Landlord or Leſſor ſhall thenceforth hold the demiſed Premiſſes, diſcharged from ſuch Leaſe: And whereas a Doubt hath lately been entertained, whether, under the Conſtruction of the ſaid laſt mentioned Act, after the Rent in Arrear ſhall be aſcertained as by the ſaid Act directed, the ſaid Rent ſo aſcertained, ought not to be demanded from the Leſſee, or his Aſſigns, or other Perſon or Perſons claiming or deriving under the ſaid Leaſe: And whereas ever ſince the making the laſt mentioned Act of Parliament, it hath not been the Practice, after the aſcertaining of the ſaid Rent in Arrear, to make any ſuch Demand thereof, and if the ſame ſhould be neceſſary, it is apprehended that the greateſt Part, if not all of the Evictions which have been had under Ejectments for Non-payment of Rent, ſince the making of the ſaid laſt mentioned Act, may

be

be impeached, which may be productive of great Litigation, and throw the landed Property of this Kingdom into great Confusion; for Remedy whereof, be it Enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons in this present Parliament assembled, and by the Authority of the same, That no Eviction of any Lessee, or his Assigns, or other Person or Persons claiming or deriving under any Lease of any demised Premisses, by Virtue of an Ejectment for Non-payment of Rent, grounded on the said Acts of Parliament, for the more effectual preventing Frauds committed by Tenants, or any of them, which at any Time heretofore hath been had, or which shall hereafter be had, shall be in any Manner affected or impeached, on Account of the not making such Demand as aforesaid of the said Rent, after the ascertaining thereof in Manner aforesaid, nor shall it be necessary hereafter to make such Demand.

Provided allways, That nothing herein contained, shall in any Sort affect any Suit either at Law or in Equity, which hath been instituted, and is now depending for the Purpose of defeating any Eviction of any Lease under the said recited Acts of Parliament, or any of them, on Account of the Omission of making such a Demand as aforesaid, but the Plaintiff or

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Plaintiffs in such Suits, may, if they think fit, proceed therein, and the said Question in such Suit or Suits shall be determined according to the true Construction of the said recited Acts of Parliament; any Thing in this Act to the contrary thereof in any wise notwithstanding.

And whereas a Doubt hath been conceived, whether under the aforesaid Laws an Ejectment for Non-payment of Rent, reserved upon Leases of great or small Tythes or other Ecclesiastical Dues, may be brought for the Eviction of such Leases, in Case of Non-payment of such Rent; be it Enacted by the Authority aforesaid, That as often as One whole Year's Rent shall be due or in Arrear to any Lessor of any Lease of great or small Tythes or other Ecclesiastical Dues, or any of them, and such Lessor hath Right by Law to re-enter or re-possess the Premisses so demised, for the Non-payment of such Rent, such Lessor may bring Action of Ejectment for Recovery of such great or small Tythes, or other Ecclesiastical Dues, or any of them, and proceed thereupon in the same Manner, and shall be entitled to the same Remedy and Relief, and be subject to the same Provisoes and Conditions, as in Case of an Ejectment for Non-payment of Rent reserved upon a Lease of Lands or other Premisses.

And

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And whereas Tenants, before the Expiration of their Leases, being in Arrear to their Landlords or Lessors, frequently abscond, and leave the demised Premisses waste and untenanted, so that no Summons or Notice in Ejectment for Non-payment of Rent can be served for the Recovery of the demised Premisses, 'till an Application is made, and an Order obtained from One of the Courts of Common Law, for substituting some other Mode of Service thereof, whereby a great Delay is often occasioned to such Landlords or Lessors, and the Arrear of Rent due to them, becomes consequently greatly increased, before they can evict such Leases under the aforesaid Laws; be it Enacted by the Authority aforesaid, That in all Cases where the Tenant or Tenants of any demised Premisses shall abscond, and cannot be found, upon affixing a Copy of the Declaration, Summons, and Notice in Ejectment for Non-payment of Rent, upon some conspicuous Part of the Principal House in and upon the demised Premisses, and if there be no House thereon, upon some other publick and conspicuous Place upon the said demised Premisses; and in Cases of Ejectment for Non-payment of Rent reserved upon Leases of Tythes, or other Ecclesiastical Dues, upon the Church Door of the Parish, or Union of Parishes wherein such Tythes or Ecclesiastical Dues are payable; and if there be no Church in

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such Parish, or Union of Parishes, upon some other publick and conspicuous Part of such Parish, or Union of Parishes, the same shall be a sufficient Service of such Summons and Notice in Ejectment, without any Rule or Order of any Court for that Purpose previously had or obtained.

Provided allways, That before such Service of such Summons and Notice shall be allowed by the Court in which such Ejectment shall be brought, as sufficient Service of the same, it shall be made appear to such Court by Affidavit, that the Tenant or Tenants of such demised Premisses, or Tythes, or Ecclesiastical Dues, hath or have absconded, and though diligent Search hath been made for him, her, or them, he, she, or they cannot be found.

And provided also, That such Summons or Notice shall have been so affixed One Month before any further Proceeding shall be had in the said Ejectment.

AN

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AN

ACT

TO

Explain and amend an Act made in the Third and Fourth Years of the Reign of His preſent Majeſty, *intituled*, An Act for making more convenient the Approaches to the City of *Dublin*, by making a new Turnpike-Road on the South Side, the Weſt Side, and the North Side of the ſaid City, to commence at the Road leading from *Dublin* to *Donnybrook*, and to terminate in *Cavendiſh-Street*.

DUBLIN:

Printed by the Executors of DAVID HAY, Aſſignee of the late BOULTER GRIERSON, Printer to the King's Moſt Excellent Majeſty, MDCCLXXV.

A C T

made in the
Third and Fourth Years of the Reign of
His present Majesty, intitled, An Act for
making more convenient the Approaches
to the City of Dublin, by making a new
Turnpike-Road on the South Side, the West
Side, and the North Side of the said City,
to commence at the Road leading from
Dublin to Donnybrook, and to terminate in
Clanwilliam-Street.



DUBLIN:

Printed by the Executors of DAVID HAY, Printer of the
Honourable Commissioners, Printer to the King's Most Ex-
cellent Majesty, MDCCLXXV.

Anno Regni Decimo Quinto & Sexto

GEORGII Tertii Regis.

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An Act to explain and amend an Act made in the Third and Fourth Years of the Reign of His preſent Majeſty, *intituled*, An Act for making more convenient the Approaches to the City of *Dublin*, by making a new Turnpike-Road on the South Side, the Weſt Side, and the North Side of the ſaid City, to commence at the Road leading from *Dublin* to *Donnybrook*, and to terminate in *Cavendiſh-Street*.

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WHEREAS it hath been found by Experience, that the Regulations contained in an Act of Parliament made and paſſed in the Third and Fourth Years of the Reign of His preſent Majeſty, intituled, An Act for making

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more convenient the Approaches to the City of *Dublin*, by making a new Turnpike-Road on the South Side, the Weſt Side, and the North Side of the ſaid City, to commence at the Road leading from *Dublin* to *Donnybrook*, and to terminate in *Cavendiſh-Street*, **are not ſufficient to anſwer the Purpoſes thereby intended; and that ſince the paſſing of ſaid Act, many Houſes have been built to the Northward of** Mc Donnell's-Lane, **which will make it highly inconvenient to have the Road therein mentioned, made in the Direction pointed out by ſaid Act, but that it will be much more advantageous to the Inhabitants of the City of** Dublin, **to have the ſaid Road made to the Northward of** Eccles-Street; **therefore for the ſurveying, making, amending, and keeping in Repair a Circular Road Sixty Feet wide in the Clear at the leaſt, round the City of** Dublin, **beginning at the Wall of the River** Anna Liffey, **to the Eaſtward of the Marine Nurſery, and from thence to the New Bridge lately built on the South of** Kilmainham, **and from thence acroſs the ſaid River** Anna Liffey **at or near** Iſland-Bridge, **and to be continued on the Outſide of His Majeſty's Park the** Phoenix, **from thence to the Northward of the Fields of** Henry Meredyth, **Eſquire, near the Road leading from** Dublin **to** Finglaſs, **and from thence to the Northward of** Eccles-Street **in** Dorſet-Street, **and from thence to the Wall of the River** Anna-Liffey, **to the Eaſtward of the Delft Manu-**

Manufactory, lately kept by —— Ashbourne, in such Direction as the said Trustees, or any Fifteen or more of them, under their Hands and Seals, shall order and direct; be it Enacted by the King's Most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons in this present Parliament assembled, and by the Authority of the same, That it shall and may be lawful to and for the Members of both Houses of Parliament, for the Time being, and for the Trustees named in the said Act, or elected since passing the same, and for every Justice of the Peace for the County of of Dublin, and City of Dublin, having an Estate of Freehold in Lands, Tenements, or Hereditaments, of the clear yearly Value of Two Hundred Pounds at the least, within either of the said Counties, or any Seven or more of them, or such Person or Persons as they, or any Seven or more of them, shall authorize and appoint, to erect, or cause to be erected, one or more Gate or Gates, Turnpike or Turnpikes, in, upon, or across any Part or Parts of the said Road, and also a Toll-house or Toll-houses, and there to demand, receive, and take, instead of the Tolls and Duties in the former Act, which from and after the passing hereof, shall cease and be hereby repealed, the Tolls and Duties following, before any Horse, Mare, or Gelding, Cattle, Coach, Berlin, Chariot,

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tiot, Calaſh, Chair, Waggon, Wain, Cart, Car, Dray, or other Cartiage, ſhall be permitted to paſs on the ſaid Road; that is to ſay, for every Coach, Berlin, Chariot, Calaſh, Chaiſe, or Chair, drawn by Six Horſes, or Beaſts of Burthen, or more, the Sum of One Shilling and Six Pence; for every Coach, Berlin, Chariot, Calaſh, Chaiſe, or Chair drawn by leſs Number than Six, and more than Two, the Sum of One Shilling; for every Coach, Berlin, Chariot, Calaſh, Chaiſe, or Chair drawn by Two Horſes, Six Pence; for every Cartriage, commonly called a Chaiſe, or Chair with One Horſe, Mare, or Gelding, the Sum of Three-pence; for every Cartriage called a Brewer's Dray, with Wheels narrower than Nine Inches, the Sum of Five Shillings and Five Pence; for every Waggon, Wain, Cart, or Cartriage with Four Wheels, the Breadth thereof being not leſs than Six Inches at the Sole, and the Streakes thereof ſet on with flat or Role-headed Nails, and the Fore Axle-tree of ſuch Cartriage being ſo much ſhorter than the Hind Axle-tree, that ſuch Cartriage ſhall roll at leaſt ten Inches of the Road in Breadth on each Side of ſuch Cartriage, and the Wheels thereof placed at ſuch a Diſtance from each other, that the Space between the Middle of one Track made by the Wheels on the Road, and the Middle of the other Track, ſhall be from Four Feet Ten Inches to Five Feet,

drawn

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drawn by Three or more Horses, Three Pence; for every Waggon, Wain, or Cart or Carriage with Two Wheels, the Breadth thereof being not less than Six Inches at the least, and the Streaks thereof set with Flat or Rose-headed Nails, Two Pence; for every Waggon, Wain, or Cart with Four Wheels, narrower than Six Inches, Ten Shillings; for every Waggon, Wain, or Cart with Two Wheels, narrower than Six Inches, having Two or more Horses, Five Shillings; for every Car or Cart, having but One Horse, Mare, Gelding, or Mule, the Breadth of the Wheels thereof being Three Inches at the Sole, and the Streaks thereof set on with Flat or Rose-headed Nails, Two Pence; for every Cart or Car having but One Horse, Mare, Gelding, or Mule, the Breadth of the Wheels thereof being Four Inches at the Sole, and the Streaks thereof set on with Flat or Rose-headed Nails, One Penny Half-penny; for every Car or Cart having but One Horse, Mare, Gelding, or Mule, with the Wheels narrower than Three Inches, One Shilling; for every Horse, Mare, Gelding, Mule, or Ass, laden or unladen, not drawing, One Penny; for every Drove of Oxen or neat Cattle, the Sum of One Shilling and Eight Pence by the Score, and also in Proportion for any greater or lesser Number; for every Drove of Calves, Hogs, Sheep, or Lambs, the Sum of Ten Pence by the Score, and

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so in Proportion for any greater or lesser Number; which said several Sums of Money shall be raised and levied by, and vested in the said Trustees, and shall be by them paid, applied, and disposed of, and assigned to and for the making or repairing the said Circular Road, and for the several Uses, Intents, and Purposes, and under the several Regulations in and by the said former Act, or by this Act particularly mentioned and set forth; and that the said Trustees shall be vested with all such Powers and Authorities, as in and by the said former Act are granted, except where the same are hereby altered, and that they may also be vested with such other Powers and Authorities, as are herein and hereby granted and appointed.

Provided always, and be it further Enacted by the Authority aforesaid, That no Gate, Turnpike, or Toll-house, shall be erected, or Tolls paid upon any Part of the present Road made by Lord Viscount Fitzwilliam, between the South Wall of the said River Anna-Liffey, and the Road leading from Dublin to Donnybrook.

Provided also, That no Part of the intended Road shall be made through any Part of the Estates of the Right Honourable the Lord Palmerstown, or of Henry Monck, Esquire, without their Consent, or

the

the Consent of their respective Heirs pre- viously had. CHAP. XXVIII.

Provided also, and be it further Enacted by the Authority aforesaid, That no Gate, Turnpike, or Toll-house shall be erected, or any Toll demanded at any Turnpike-Gate between His Majesty's Castle of Dublin, and any part of said Circular Road, except by Order of the said Trustees, or any Fifteen or more of them, under the Penalty of Ten Pounds Sterling, to be levied off the Goods and Chattels of the Person levying such Toll, or keeping such Gate, upon Conviction thereof, before any Justice of the Peace of the County of Dublin, or County of the City of Dublin, Who are hereby authorized to hear such Complaint, and upon Conviction to issue their Warrant accordingly.

And be it further Enacted by the Authority aforesaid, That the said Trustees, or any Seven or more of them, shall be, and are hereby authorized and impowered, from Time to Time, to treat, contract, and agree with the several Owners, Proprietors, Occupiers, and Persons interested in any Lands, Tenements, Houses, Buildings, Grounds, or Hereditaments, through which such Road is to be made, for the Purchase thereof, or by Way of Rent for the same, or otherwise, as the said respective Trustees, or any Seven or more of

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them, shall think fit, and to pay for the same, and for any Loss or Damages in any Manner, as in and by the said former Act is directed; and also that it shall and may be lawful for all Bodies Politick, Corporate, or Collegiate, Corporations aggregate or sole, and all Feoffees in Trust, Executors, Administrators, Guardians, Committees, and other Trustees whatsoever, for and on Behalf of any Infants, Femes Covert, Lunaticks, Ideots, or Cestuique Trusts, and for all and every Person and Persons whomsoever, who are or shall be seized, possessed of, or interested in any wise in any such Lands, Tenements, Houses, Buildings, Ground, or Hereditaments, to treat with the said Trustees, any Seven or more of them, for the Purchase of such Lands, Tenements, Houses, Buildings, Grounds, or Hereditaments, and to convey the same to said Trustees, in such Manner and Form, as in and by said former Act, or by this Act is directed; and that such Trustees, in case of the Neglect or Refusal of such Owners, Proprietors, Occupiers, or Persons interested as aforesaid, to treat or agree for the Purchase of such Lands, Tenements, Houses, Buildings, Grounds, and Hereditaments, or any Part or Parts thereof, in Manner as in said former Act, or in this Act is set forth, shall have such Power and Authority to summon Juries, and to examine Persons upon Oath, and to adjudge Compensation

pensation to such Owners, Proprietors, Occupiers, or Persons interested as aforesaid, and to charge the same upon the Tolls, in such Manner, and under such Regulations, Powers, and Authorities, as in the said former Act is particularly set forth; and that it shall be lawful for the said Trustees, or any Seven or more of them, with their Workmen or Agents, to take down such Houses, Buildings, and Tenements, and to lay the Ground whereon the same were erected, and also such other Grounds, Lands, and Hereditaments as aforesaid, or such part thereof, into such New Road, as they shall think fit, and that such New Road, when so laid out and made, shall become a common Highway, and be repaired, and kept in Repair, and the annual Rents thereof paid, and the Payment of the Tolls of such Road enforced under such Regulations, Authorities, and Powers, as in the said former Act, or by this Act is particularly set forth, any Proviso in the said former Act to the contrary thereof in any wise notwithstanding. CHAP. XXVIII.

And be it further Enacted by the Authority aforesaid, That all such other Powers and Authorities for the making, repairing, surveying, and keeping in Repair the said Circular Road, or for collecting and assigning the Tolls thereof, and all other Powers and Authorities whatsoever, given to the Trustees, in and

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by the ſaid former Act, and not herein particularly revealed, ſhall and may be continued to the ſaid Truſtees appointed by this Act, in ſuch Manner and Form, as in and by the ſaid former Act is ſet forth.

And be it further Enacted by the Authority aforeſaid, That it ſhall be lawful for the ſaid Truſtees, or any Seven or more of them, every Year, to appoint One Superintendant every Year for the Southern Diviſion of ſaid Road, and One Superintendant for the Northern Diviſion of ſaid Road, and that the Surveyor and Surveyors appointed, or to be appointed, purſuant to the ſaid former Act, and ſuch Perſon or Perſons as he or they ſhall appoint from Time to Time, to remove and prevent Annoyances on any Part of the ſaid Road, or within Thirty Feet of the Center of ſaid Road, by Filth, Dung, Aſhes, Rubbiſh, Selvers, or Drains running into the ſaid Road, and to cleanſe any Ditch, Selver, or Water-courſe adjoining to the ſaid Road, or which may be neceſſary to carry off the Water therefrom.

And be it further Enacted by the Authority aforeſaid, That the Toll or Duty hereby granted, ſhall take Place and have Continuance from and after the Twenty-ſixth Day of April, One thouſand ſeven hundred and ſeventy-ſix, for and during the Term of forty-one Years.

And

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And be it further Enacted by the Authority aforesaid, That no Money shall be granted at any Board for the making or repairing of any Part of the said Road, unless it shall appear by the Affidavit of two credible Persons, who can read and write, sworn before any Two Justices of the Peace for the County or City of Dublin, that such a Sum is necessary to make or repair so many Perches of said Road, at the Rate of so much by the Perch, and that a smaller Sum will not be sufficient to repair or make the same; and that no Money shall be paid by the Treasurer to any Overseer of said Road, unless such Overseer shall deliver to such Treasurer an Affidavit, sworn before a Board of the said Trustees, or before any Two Justices of the Peace for said County or City, that the said Sum hath been faithfully and honestly expended in making or repairing so many Perches of the said Road, and for his Wages, at not more than Eighteen Pence for each Pound so expended in making or repairing said Road, and that he did attend said Work diligently and carefully, and shall also produce an exact Account of the Number of Men, Horses and Cars employed each Day at the said Work, and shall swear to the Truth of the said Account; and if it shall happen that there shall not appear at any Meeting which shall be appointed to be had and held by the said Trustees, a sufficient

CHAP. XXVIII.

Number of such Trustees to act at such Meeting, and to adjourn to any other Day, then, and in such Case, the Treasurer, by publishing Notice in the Dublin Gazette, at least Twenty Days before the next Meeting, shall appoint the said Trustees to meet at the Place where the Meeting of said Trustees was last appointed, or at some other convenient Place near the said Road, and that the said Trustees, at every Meeting, shall defray their own Charges and Expences.

And be it further Enacted by the Authority aforesaid, That in any Suit to be commenced against any Person or Persons for any Thing done in Pursuance of this Act, the Defendant or Defendants may plead the General Issue, and give the Special Matter in Evidence, and have such other Advantages, as in the said former Act is in such Case set forth.

And be it further Enacted by the Authority aforesaid, That this Act shall be deemed, adjudged, and taken to be a Publick Act, and be judicially taken Notice of as such by all Judges, Justices, and other Persons whatsoever, without specially pleading the same.

AN

CHAP. XXIX.

AN

ACT

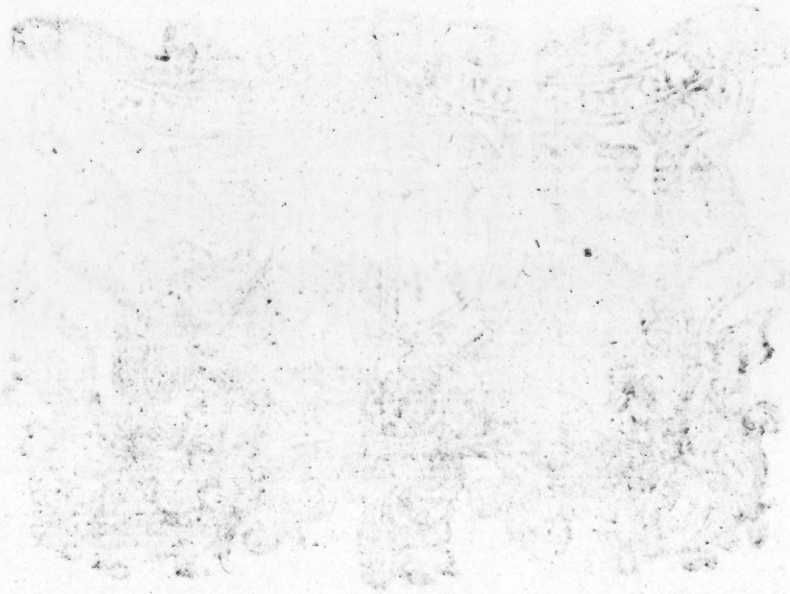
FOR

Regulating of Trials of Peers or Peereſſes, in Caſes of Capital Offences.



DUBLIN:

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Anno Regni Decimo Quinto & ſexto

GEORGII Tertii Regis.

CHAP. XXIX.

An Act for regulating of Trials of Peers or Peereſſes, in Caſes of Capital Offences.

CHAP. XXIX.

WHEREAS upon the Trials of Peers or Peereſſes, it appears to be juſt and reaſonable that all Peers, who have a Right to ſit and vote in Parliament, ſhall be ſummoned to attend upon ſuch Trials; be it Enacted by the King's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons in this preſent Parliament aſſembled, and by the Authority of the ſame, That upon the Trial of any Peer or Peereſs for any Treaſon, the Overt-act whereof ſhall conſiſt in compaſſing the Death of the King, or in levying War againſt the King, or in adhering to the King's Ene-

CHAP. XXIX.

mies, or otherwise acting against the Person or Title of his Majesty, or for Misprision of such Treason, all the Peers who have a Right to sit and vote in Parliament, shall be duly summoned Twenty Days at least before such Trial, to appear at every such Trial; and that every Peer so summoned, and appearing at such Trial, shall vote in the Trial of such Peer or Peeress so to be tried, every such Peer, first taking the Oaths mentioned in an Act made in the First Year of King William and Queen Mary, intituled, An Act for abrogating the Oaths of Supremacy and Allegiance, and appointing other Oaths; and also, every such Peer subscribing and audibly repeating the Declaration mentioned in an Act for the more effectual preserving the King's Person and Government, by disabling Papists from sitting in either House of Parliament, and made in the Thirtieth Year of the Reign of the late King Charles the Second.

AN

CHAP. XXX.

AN ACT FOR

Continuing an Act, *intituled*, An Act for the further preventing Delays of Juſtice, by Reaſon of Privilege of Parliament.



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Anno Regni Decimo Quinto & Sexto

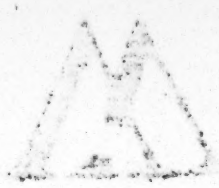
GEORGII Tertii Regis.

CHAP. XXX.

An Act for continuing an Act, *intituled*, An Act for the further preventing Delays of Juſtice, by Reaſon of Privilege of Parliament.

CHAP. XXX.

WHEREAS an Act paſſed in the Eleventh and Twelfth Years of the Reign of His preſent Majeſty, intituled, An Act for the further preventing Delays of Juſtice, by Reaſon of Privilege of Parliament, hath been found very beneficial to this Kingdom, be it Enacted by the King's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal and Commons in this preſent Parliament aſſembled, and by the Authority of the ſame, That the ſaid Act, and the ſeveral Proviſions therein contained, ſhall be in Force for the Term of Ten Years, from the Twenty-fourth Day of June next.



CHAP. XXXI.

AN

ACT

FOR

Amending and rendering more effectual an Act paſſed in the laſt Seſſion of Parliament, *intituled*, An Act for reviving and continuing ſeveral Temporary Statutes, and to prevent the deſtructive Practice of Trawling for Fiſh in the Bay of *Dublin*; and for explaining and amending one other Act made in the Thirteenth and Fourteenth Years of the Reign of His preſent Majeſty, *intituled*, An Act for explaining and amending an Act paſſed in the Fifth Year of His preſent Majeſty's Reign, *intituled*, An Act for erecting and eſtabliſhing Infirmaries or Hoſpitals in this Kingdom.

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Anno Regni decimo Quinto & Sexto

GEORGII Tertii Regis.

CHAP. XXXI.

An Act for amending and rendering more effectual an Act paſſed in the laſt Seſſion of Parliament, *intituled*, An Act for reviving and continuing ſeveral Temporary Statutes, and to prevent the deſtructive Practice of Trawling for Fiſh in the Bay of *Dublin*; and for explaining and amending one other Act made in the Thirteenth and Fourteenth Years of the Reign of His preſent Majeſty, *intituled*, An Act for explaining and amending an Act paſſed in the Fifth Year of His preſent Majeſty's Reign, *intituled*, An Act for erecting and eſtabliſhing Infirmaries or Hoſpitals in this Kingdom.

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WHEREAS the Practice of Trawling, as now carried on in the Broad of Lamb-Bay, between the Eaſt Point of the Hill of Howth, and the Eaſt Point of the Iſland called Lamb-Bay, tends to injure the Fiſhery thereof, and of the Bay of Dublin; be it Enacted by the King's moſt Excellent Majeſty, by and

CHAP. XXXI.

with the Advice and Consent of the Lords Spiritual and Temporal, and Commons in this present Parliament assembled, and by the Authority of the same, That if any Person or Persons shall, from and after the Twenty-fifth Day of March, in the Year of our Lord One thousand seven hundred and seventy-six, take or destroy any Fish whatsoever in the Broad of Lamb-Bay, between the East Point of the Hill of Howth, and the East Point of the Island called Lamb-Bay, by Trawling, such Person or Persons shall, on due Proof made before any One or more Justice or Justices of the Peace of the County, or County of the City of Dublin, forfeit and pay the Sum of Ten Pounds, together with the Boat or Vessel which shall be employed in such Trawl-Fishing, with all her Tackle, Sails and Rigging thereunto belonging, together with such Fishing-Trawls and Geer made Use of in such Trawling; the said Sum of Ten Pounds to be levied by Distress and Sale of the Goods of the Person or Persons so offending, One Moiety thereof to the Use of the Marine Society, and the other Moiety to the Use of such Person or Persons as shall inform and prosecute to Conviction the Person or Persons who shall be found Guilty of Trawling as aforesaid.

Whereas in and by the said Act of the Thirteenth and Fourteenth of His present Majesty, it is Enacted, That the Build-

ing

ing called the Meath Hoſpital, ſituated as in ſaid Act is mentioned, ſhall from and after the Twenty-fourth Day of June, One thouſand ſeven hundred and ſeventy-four, be created, founded, erected, and eſtabliſhed the Hoſpital or Infirmary for the County of Dublin; but a Doubt hath been conceived, whether the Proviſion thereby made, as to the Bodies Corporate, and Governors thereby mentioned and provided for, or in reſpect of the ſeveral Infirmaries and Hoſpitals in the ſeveral Counties, mentioned in an Act made in the Fifth Year of His preſent Majeſty, touching County Hoſpitals therein mentioned, doth extend to the ſaid Hoſpital, lately called Meath Hoſpital, and now the County Hoſpital, under the preſent Circumſtances thereof; therefore be it Enacted by the Authority aforeſaid, That his Grace the Lord Archbiſhop of Armagh for the Time being, the Lord High Chancellor, for the Time being, the Biſhop of the Dioceſe, and the Rector or Vicar of the Pariſh in which the ſaid Hoſpital heretofore, and now called as aforeſaid, is ſituated; and alſo every Donor and Contributor to the ſaid Hoſpital, as herein after mentioned, ſhall be a Body Corporate, Governors and Governor of the ſaid Hoſpital, with like Powers as the Governors of other County Hoſpitals in the ſaid Act of the Fifth Year of His preſent Majeſty; and that as to the Donors and Contributors to the ſaid Hoſpital, they ſhall be

CHA XXXI.

CHAP. XXXI.

Governors as follows; (that is to ſay) Every Donor of any Sum not leſs than Ten Pounds, ſhall be a perpetual Member and Governor; and every Perſon who ſhall ſubſcribe and pay annually for the Uſe of the ſaid Hoſpital One Guinea, ſhall be a Member of the ſaid Body Corporate, and Governor for One Year from the Time of ſuch Subſcription and Payment, and no longer.

AN

CHAP. XXXII.

AN

ACT

FOR

Reviving, amending, and continuing ſeveral Temporary Statutes, and for other Purpoſes therein mentioned.

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Anno Regni Decimo Quinto & Sexto

GEORGII Tertii Regis.

CHAP. XXXII.

An Act for reviving, amending, and continuing ſeveral Temporary Statutes, and for other Purpoſes therein mentioned.

CHAP. XXXII.

WHEREAS the ſeveral Temporary Laws and Statutes hereafter mentioned, are found to be of general Uſe, and fit to be revived and continued, therefore be it Enacted by the King's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons in this preſent Parliament aſſembled, and by the Authority of the ſame, That an Act made in this Kingdom in the Fifth Year of his late Majeſty King George the Second, for the better regulating and Government of Seamen in the Merchants Service, and alſo an Act paſſed in the Third Year of his

CHAP. XXXII.

preſent Majeſty's Reign, intituled, An Act to amend and continue an Act, *intituled*, An Act to prevent the exceſſive Price of Coals in the City of *Dublin*; and alſo an Act paſſed in this Kingdom in the Firſt Year of His preſent Majeſty's Reign, intituled, An Act for preventing Frauds in the vending, preparing, and adminiſtering Drugs and Medicines, be continued in Force to the Twenty-fourth Day of June, One thouſand ſeven hundred and eighty three, and to the End of the then next Seſſion of Parliament.

And be it further Enacted by the Authority aforeſaid, That an Act made in this Kingdom in the Twenty-fifth Year of His late Majeſty King George the Second, intituled, An Act for buying and ſelling all Sorts of Corn and Meal, and other Things therein mentioned, by Weight, and for the more effectual preventing of Frauds committed in the buying and ſelling thereof; and alſo an Act paſſed in the Third Year of His preſent Majeſty's Reign, intituled, An Act for the better Preſervation of the Game, and alſo an Act made in this Kingdom in the Twenty-fifth Year of His late Majeſty King George the Second, intituled, An Act for the better Preſervation of the Game, and every Proviſion in the ſaid ſeveral Acts, be continued in Force to the Twenty-fourth Day of June, One thouſand ſeven hundred and eighty-three, and to the End of the then next Seſſion of Parliament, with the following Amendments, viz.

Whereas

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Whereas it frequently happens, that many idle Perſons take and deſtroy Game on Sundays, When the Firſt of Auguſt or Firſt of September happen to fall on a Sunday; in Order therefore to prevent the like for the future, be it Enacted by the Authority aforeſaid, That from and after the Twenty-fourth Day of June, One thouſand ſeven hundred and ſeventy-ſix, every Perſon who ſhall wilfully take, kill, or deſtroy, or who ſhall have in Poſſeſſion, or who ſhall ſell or expoſe to Sale, or who ſhall buy, or cauſe to be bought, any Grouſe, between the Firſt Saturday in January, and the Second Monday in Auguſt in any Year, or any Partridge or Quail between the Firſt Saturday in January, and the Firſt Monday in September in any Year, ſhall be liable to the ſame Penalties as are directed to be inflicted by the ſaid Acts, for the better Preſervation of the Game, on any Perſon who ſhall be convicted of offending againſt the ſame.

And be it further Enacted by the Authority aforeſaid, That an Act paſſed in the Thirty-third Year of the Reign of His late Majeſty King George the Second, intituled, An Act for reviving and amending an Act paſſed in the Twenty-third Year of His preſent Majeſty's Reign, *intituled*, An Act for amending, continuing, and making more effectual the ſeveral Acts now in Force in this Kingdom, for the more eaſy recovering of

CHAP. XXXII.

Tythes and other Eccleſiaſtical Dues of ſmall Value, and alſo for the more eaſy providing a Maintenance for Pariſh Clerks; **ſo far only as the ſame relates to the more eaſy providing a Maintenance for Pariſh Clerks, and to encourage the building of new Churches, be, and the ſame is hereby, ſo far as the ſame relates to the more eaſy providing a Maintenance for Pariſh Clerks, continued in full Force until the Twenty-fourth Day of** June, **One thouſand ſeven hundred and eighty-three, and to the End of the then next Seſſion of Parliament.**

AN

CHAP.
XXXIII.

AN

ACT

FOR

The more effectually preventing the plundering of Ships or Veſſels which may be wrecked or ſtranded on the Coaſts of this Kingdom.



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Anno Regni Decimo Quinto & Sexto

GEORGII Tertii Regis.

CHAP. XXXIII.

An Act for the more effectually preventing the plundering of Ships or Veſſels which may be wrecked or ſtranded on the Coaſts of this Kingdom.

CHAP. XXXIII.

WHEREAS the Laws hitherto of Force in this Kingdom, have not been found ſufficient effectually to prevent the ſtealing, plundering, and carrying away Goods from Veſſels in Diſtreſs, ſtranded, or in Danger of being ſtranded, or wrecked, or driven on Shore on the Coaſts of this Kingdom; be it Enacted by the King's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons in this preſent Parliament aſſembled, and by the Authority of the ſame,

CHAP. XXXIII.

That every Person or Persons, who shall get, or have in his, her, or their Custody or Possession any Part or Parts of any Ship or Vessel so in Distress, stranded, wrecked, or driven on Shore as aforesaid, or of the Tackle, Furniture, Sails, Ammunition, or Cargo thereof, or of the Goods belonging to such Ship or Vessel (knowing the same to be) shall, within the Space of Three Days next after such Person or Persons shall knowingly have got or had the same in his, her, or their Custody or Possession, give Notice to some One of his Majesty's Justices of the Peace of the County in which such Person or Persons shall be resident, or to the next residing Officer of his Majesty's Revenue, that he, she, or they hath or have Part of such Ship or Vessel, or of the Tackle, Furniture, Sails, Ammunition, or Cargo thereof, or the Goods thereunto belonging (as the Truth shall be) in his, her, or their Custody or Possession, and of the Place or Places where the same shall be deposited at the Time of giving such Notice; and if any Person or Persons shall neglect or omit to give such Notice as aforesaid, and shall be thereof lawfully convicted upon an Indictment, he, she, or they, shall suffer Imprisonment for such Term, not exceeding Six Months, as the Judge or Judges of Assize before whom such Person or Persons shall be convicted, shall in his or their Discretion think fit.

An

CHAP. XXXIII.

And be it further Enacted by the Authority aforesaid, That every person or persons, who shall so have any part or parts of such Ship or Vessel, or the Tackle, Furniture, Sails, Ammunition, or Cargo thereof, or of the Goods thereunto belonging, in his, her, or their Custody or possession, shall deliver the same within forty-eight Hours after Demand, and without wilful Embezzlement, to any of His Majesty's Justices of the peace of the County where the same shall be, or to any of the Officers of His Majesty's Revenue, who shall demand the same; and every person and persons who shall neglect, refuse, or omit to deliver the same as aforesaid, shall be deemed to have stolen the same, and being thereof lawfully convicted, shall be adjudged Guilty of Felony, and it shall be sufficient in any Indictment for any Offence against this Act, to aver and prove, that such Parts of any Ship or Vessel mentioned therein, or the Tackle, Sails, Furniture, Ammunition, or Cargoe thereof, had been on Board, or did belong to such Ship or Vessel, without averring or proving the Property thereof was in any particular person or persons.

And be it further Enacted by the Authority aforesaid, That this Act shall in every Year be publickly read in full Market on the Market-Day next preceding Mi-

CHAP. XXXIII.

chaelmas-Day, in the publick Market-Place of every Market-Town in this Kingdom, ſituate within Five Miles of the Sea, by the Chief Magiſtrate of every ſuch Market-Town having a Chief Magiſtrate, or by ſome Perſon appointed by him, and in Places where there is not a Chief Magiſtrate, by the Clerk of the Market, or by ſome Perſon appointed by him; and every Chief Magiſtrate and Clerk of the Market, who ſhall neglect to read, or have the ſame read as aforeſaid, ſhall forfeit Five Pounds, to be recovered by Civil Bill, by the Party who ſhall firſt ſue for the ſame.

AN

CHAP. XXXIV.

AN

ACT

TO

Prohibit the burning of Lime or Lime-Stones in any Lime-Kiln which had not been erected before the Twenty-fourth Day of *March*, One thouſand ſeven hundred and ſeventy-two.



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XXXIV.

AN ACT

TO

Prohibit the burning of Lime or Lime-Stones in any Lime-Kiln which had not been erected before the Twenty-fourth Day of March, One thousand seven hundred and seventy-two.

Anno Regni Decimo Quinto & ſexto

GEORGII Tertii Regis.

CHAP. XXXIV.

An Act to prohibit the burning of Lime or Lime-Stones in any Lime-Kiln which had not been erected before the Twenty-fourth Day of *March*, One thouſand ſeven hundred and ſeventy-two.

CHAP. XXXIV.

BE it Enacted by the King's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons in this preſent Parliament aſſembled, and by the Authority of the ſame, That from and after the Firſt Day of April next, it ſhall not be lawful for any Perſon to burn, or cauſe to be burned, any Lime or Lime-Stones whatſoever, within the Publick Lamps of the City of Dublin, or the Li-

CHAP. XXXIV.

berties thereof, in any Lime-Kilns which had not been erected before the Twenty-fourth Day of March, One thousand seven hundred and seventy-two; and that if any any Person shall, after the Time aforesaid, burn any Lime or Lime-Stone within the Publick Lamps of the said City, or the Liberties thereof, in any other Lime-Kiln than as aforesaid, he shall, for every such Offence, be liable to the Penalty of Fifty Pounds; One Moiety to be paid to the Informer, and the other Moiety to the Church-Wardens of the Parish where such Lime shall be burned, to be by them applied to the Use of the Poor of such Parish; such Penalty to be recovered by Action of Debt, Bill, Plaint, or Information, in any of his Majesty's Courts of Record in the said City.

Provided always, That such Suit shall be commenced within Six Months after that the said Offence shall have been committed.

And be it Enacted by the Authority aforesaid, That it shall be lawful for the Lord Mayor, or any of the Aldermen of the said City, upon Complaint made of such Offence having been committed, to summon the Person against whom such Complaint shall be made, to attend him at such Time and Place as shall be mentioned in such Summons, to answer such Complaint; and if it shall appear by the Confession

Confeſſion of the Party againſt whom ſuch Complaint ſhall be made, or by Oath of one or more Witneſſes, that he has been guilty of ſuch Offence, he ſhall iſſue his Warrant to the Sheriffs of the City of Dublin, requiring them to abate the Kiln wherein ſuch Lime or Lime-Stones ſhall have been burned, which ſuch Sheriffs are hereby required and impowered to do. CHAP. XXXIV.

And be it Enacted by the Authority aforeſaid, That if any Action or Suit ſhall be commenced or proſecuted for any Thing which ſhall be done in purſuance of this Act, the Defendant or Defendants may plead the General Iſſue, and give the Special Matter in Evidence.

And be it Enacted by the Authority aforeſaid, That this Act ſhall be deemed a Publick Act, and that Judicial Notice ſhall be taken thereof.

CHAP. XXXV.

AN

ACT

FOR

Amending an Act made in the Eleventh and Twelfth Years of His preſent Majeſty's Reign, *intituled*, An Act for badging ſuch Poor as ſhall be found unable to ſupport themſelves by Labour, and otherwiſe providing for them; and for reſtraining ſuch as ſhall be found able to ſupport themſelves by Labour and Induſtry from begging, ſo far as the ſaid Act relates to the County of *Limerick*, and to the County of the City of *Limerick*; and for extending the Proviſions of the ſaid Act to the Town of *Colerain* in the County of *Londonderry*.

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Anno Regni Decimo Quinto & Sexto

GEORGII Tertii Regis.

CHAP. XXXV.

An Act for amending an Act made in the Eleventh and Twelfth Years of His preſent Majeſty's Reign, *intituled*, An Act for badging ſuch Poor as ſhall be found unable to ſupport themſelves by Labour, and otherwiſe providing for them; and for reſtraining ſuch as ſhall be found able to ſupport themſelves by Labour and Induſtry, from begging, ſo far as the ſaid Act relates to the County of *Limerick*, and to the County of the City of *Limerick*, and for extending the Proviſions of the ſaid Act to the Town of *Colerain*, in the County of *Londonderry*.

CHAP. XXXV.

WHEREAS by an Act of Parliament made and paſſed in the Eleventh and Twelfth Years of the Reign of His preſent moſt Excellent Majeſty, intituled, An Act for badging ſuch Poor as ſhall be found unable to ſupport themſelves by Labour, and otherwiſe providing for them;

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them; and for reſtraining ſuch as ſhall be found able to ſupport themſelves by Labour or Induſtry from begging; it was among other Things enacted, That from and after the Twenty-fourth Day of June, One thouſand ſeven hundred and ſeventy-two, there ſhould be, and one Body Politick and Corporate was thereby created and erected in every County, and in every County of a City, and in every County of a Town, in this Kingdom, conſiſting as therein was provided; which Corporation ſhould be called by the Name of The Preſident and Aſſiſtants inſtituted for the Relief of the Poor, and for puniſhing Vagabonds and ſturdy Beggars for the County of (adding the proper Name of ſuch County) with ſuch Duty, Authority and Power, as by the ſaid Act are provided: And Whereas the Preſident and Aſſiſtants inſtituted for the Relief of the Poor, and for puniſhing Vagabonds and ſturdy Beggars for the County of the City of Limerick, being a Corporation created and erected by the ſaid Act, have been enabled by the Charity of ſeveral well diſpoſed Perſons, to erect, at a very conſiderable Expence, a large and commodious Houſe of Induſtry, for the Reception of the Poor, upon a Lot of Ground lying contiguous to the ſaid City, and within the Liberties of the ſame, which they have procured for the Purpoſe: And whereas the Preſident and Aſſiſtants inſtituted for the Relief of the Poor, and

for

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for punishing Vagabonds and sturdy Beggars for the County of Limerick, being another Corporation created and erected by the said Act, have raised a considerable Sum for the Purpose of erecting an House of Industry for the Poor of the said County, but have not yet expended any Part thereof, upon account of some Doubts relative to the Site of such House of Industry: And whereas it is judged by both the said Corporations, that by making some Additions to the said House of Industry already erected, it may be rendered sufficient for the Poor of both Counties, by which, and by uniting the said Two Corporations into one, much present and future Expence may be saved; therefore be it Enacted by the King's Most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons in this present Parliament assembled, and by the Authority of the same, That it shall and may be lawful to and for the said President and Assistants instituted for the Relief of the Poor, and for punishing Vagabonds and sturdy Beggars for the County of Limerick, to lay out and expend such Sums as have been already raised, and shall hereafter be raised for such Purposes in erecting such additional or other Buildings for an House of Industry for the said County of Limerick, upon the said Lot of Ground so belonging to the said President and Assistants for the Relief of the Poor, and

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for punishing Vagabonds and sturdy Beggars, for the County of the City of Limerick, and in maintaining the Poor therein, in the same Manner as if the said Lot lay within the Body of the said County at large; and that the said Lot of Ground shall be deemed and taken for all the Purposes of the said recited Act within the said County at large; and that the Grand Jury of the said County of Limerick be empowered and required to pre-sent such Sums as may be necessary for the erecting, maintaining, and supporting such House of Industry in as full and ample a Manner as if the said Lot of Ground lay within the Body of the County at large.

And be it Enacted by the Authority aforesaid, That it shall and may be lawful to and for the above mentioned Bodies Corporate, if they should think fit, by an Instrument in Writing under their respective Corporation Seals, to unite themselves into one Corporation, upon such Terms as they shall judge proper for the common Concerns of both; and such united Corporations shall, from and after the Execution of such Instrument of Union, be deemed and taken to be One Corporation, by the Name and Stile of The Joint Presidents and Assistants for the County of Limerick, and County of the City of Limerick.

Provided

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Provided allways, That Thirty Days at the least previous Notice be given in the Publick News-papers of the City of Limerick, of the Time and Place of the Meeting of the said Corporations for the Purpose of uniting themselves.

Provided allways, That notwithstanding such Union, each of the said Corporations may do any Act, Matter, or Thing within their respective Jurisdictions, as if this Act had never been made; any Thing herein to the contrary thereof in any wise notwithstanding.

And whereas the said Act extends only to the treating of Corporations for the Purposes of the said Act, within Counties at large, or in Counties of Cities, or Counties of Towns in this Kingdom: And whereas the Town of Colerain in the County of Londonderry, is a populous Town, and the said Town and Parishes thereof contain as many Inhabitants as several of the Cities, or Counties of Towns in this Kingdom, but not being a County within itself, cannot have the Benefit of the said Law in as ample and full a Manner as is found necessary: And whereas the Inhabitants of said Town and Parishes of Colerain, have by voluntary Subscriptions and Contributions, raised a Sum of Money for the Support of the Poor within the said Town and Parishes:

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And whereas the said Inhabitants are desirous that a Body Corporate should be formed, and to continue for ever, for the better carrying into Execution, under proper Regulations, the charitable and humane Design of maintaining the Poor of the said Town and Parishes, be it Enacted by the Authority aforesaid, That from and after the First Day of May, One thousand seven hundred and seventy-six, the Mayor of the said Town of Colerain, for the Time being, the Representatives in Parliament for the said Town for the Time being, the Rectors of the Parishes of Colerain and Killowen of said Town, with the Churchwardens of said Parishes, for the Time being; the Reverend William Smyth, Hugh Lyle, Esquire, Bartholomew Mc Naghten, Esquire, John and Charles Galt, Robert Gween, senior, Robert and Thomas Rice, and Alexander Lawrence, and such Persons as shall contribute to such Charity as herein after mentioned, shall for ever hereafter be in Name and Fact One Body Corporate in Law, for the Charitable Purposes aforesaid, and shall have perpetual Succession, and be called and distinguished by the Name of The President and Assistants of the Colerain Charitable Society, and that the Mayor of said Town, for the Time being, shall be and continue President during his Mayoralty; and that the said President and his Assistants shall be enabled to plead and sue, and to be impleaded and sued by that Name in all His Majesty's Courts of

of Justice, and shall and may appoint a Common Seal or Seals for the Use of the said Corporation, and shall have Power and Authority to meet together as often as there shall be Occasion; and the said President and his Assistants, and their Successors, or any Five or more of them, being so assembled, shall have Power to make such reasonable Laws, Rules, Orders, and Regulations, for the better Government of the Poor and Poor-House, as they shall think necessary and convenient, and to revoke or alter the same at their Discretion; and that it shall and may be lawful for the said President and Assistants, to make such and the like Bye-Laws and Regulations, and to exercise such and the like Powers, with Respect to the Poor and all idle and sturdy Beggars within the said Town and Parishes of Colerain and Killowen, as the Corporations created by Virtue of the said recited Act within Counties at large, and Counties of Cities, and Counties of Towns, are enabled to do. CHAP. XXXV.

And be it Enacted by the Authority aforesaid, That every Person who shall subscribe and pay the Sum of One Guinea to the said President and Assistants of the Colerain Charitable Society, for the Support and Maintenance of the Poor of the said Town, shall from thenceforth be and continue for the Space of One intire Year a Member thereof to all Intents and Pur-

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poſes, as fully and effectually as any of the Perſons herein before named.

And be it Enacted by the Authority aforeſaid, That the ſaid Corporation ſhall for the Firſt Time hold a Meeting on the Firſt Day of May next, in the Market-Houſe of the ſaid Town of Colerain, and that it ſhall and may be lawful for them afterwards to meet at, and adjourn to ſuch Times and Places within the ſaid Town and Pariſhes, as the Preſident ſhall from Time to Time think fit to appoint, by reaſonable Summons, and to adjourn ſuch Meeting from Time to Time, as the Members then preſent, or the greater Part thereof ſhall ſee Occaſion; and in Caſe the Preſident ſhall not attend, that they ſhall and may have Power to appoint ſuch other Member of their Corporation to preſide and act in his Place and ſtead at ſuch Meetings, as they may judge proper.

AN

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AN

ACT

FOR

Continuing, amending, and making more effectual an Act paſſed in the Thirteenth Year of the Reign of His late Majeſty King *George* the Second, *intituled*, An Act for repairing the Road leading from *Timoho* in the *Queen*'s *County*, through *Ballynakill*, *Durrow*, *Beggar*'s-*Inn*, and from thence through the City of *Caſhell* to the Town of *Tipperary* in the County of *Tipperary*.

DUBLIN:

Printed by the Executors of DAVID HAY, Aſſignee of the late BOULTER GRIERSON, Printer to the King's Moſt Excellent Majeſty, MDCCLXXV.



Anno Regni decimo Quinto & Sexto

GEORGII Tertii Regis.

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An Act for continuing, amending and making more effectual an Act passed in the Thirteenth Year of the Reign of His late Majesty King *George* the Second, *intituled*, An Act for repairing the Road leading from *Timoho* in the *Queen's County*, through *Ballynakill*, *Durrow*, *Beggars-Inn*, and from thence through the City of *Cashell*, to the Town of *Tipperary* in the County of *Tipperary*.

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WHEREAS by an Act passed in the Thirteenth Year of the Reign of His late Majesty King George the Second, intituled, An Act for repairing the Road leading from *Timohoe* in the *Queen's County*, through *Ballynakill*, *Durrow*, *Beggars-Inn*, and from thence through the City of *Cashell* to the Town of *Tipperary* in the County of *Tipperary*; several Tolls and Duties were granted and made payable for repairing the said Road; which Act was to com-

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mence from the Second Day of June in the Year of Our Lord, One thousand seven hundred and forty, and from thence to continue in Force for the Term of Forty-one Years: And whereas the Trustees appointed to put the said Act in Execution, considered the said Road in Two Divisions, one called the Leinster Division, and the other the Munster Division, the Whole containing in Length upwards of Forty Miles, and borrowed several Sums of Money on the Credits of the Tolls and Duties arising within each Division only; which Sums they laid out and expended in and towards the Repair of that Part of the said Road which is situate within the Division on the Credits of the Tolls whereof the said Sums were respectively advanced and lent: And whereas the Tolls and Duties collected by the said Act, have proved insufficient to pay the Sums so borrowed, or the Interest thereof, and to keep the said Road sufficiently repaired, and the Length and Extent of the said Road cannot be effectually supported and kept in Repair by the Tolls and Duties made payable by the said Act; be it Enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons in this present Parliament assembled, and by the Authority of the same, That the said Act made in the Thirteenth Year of the Reign of his late Majesty King George the Second,

and

and all and every the Authorities, Powers, Articles, Rules, Penalties, and Clauses therein contained, except what are hereby varied or altered, shall be of full Force and Effect, and shall continue and be executed from and after the First Day of May, in the Year of our Lord One thousand seven hundred and seventy-six, for and during the further Term of Forty-one Years, and from thence to the End of the then next Session of Parliament, for the Intents and Purposes in the said Act and hereafter mentioned, as if the same Powers and Authorities granted and given by the said Act, were herein again repeated and re-enacted in the Body of this present Act; any Thing in the said former Act contained to the contrary notwithstanding.

And be it Enacted by the Authority aforesaid, That the Persons herein after named, and those who shall be elected in their Stead, according to the Rules and Orders in the said former Act contained, and none other, shall be the Trustees for putting the said former Act and this present Act in Execution, (that is to say) for the Leinster Division, the Right Honourable Charles Earl of Drogheda, the Right Honourable Robert Earl of Roden, the Right Honourable Edmond Lord Viscount Mountgarret, the Right Honourable Thomas Lord Baron Knapton, the Right Honourable William Lord Viscount Ashbrooke, the Right Honourable John Lord Dawson,

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the Right Reverend Joſeph Deane Lord Biſhop of Leighlin and Ferns, the Right Reverend William Lord Biſhop of Oſſory, Sir Robert Staples, Sir William Barker, Sir Richard St. George, Sir John Parnell, Baronets, the ſeveral Members of Parliament for the Queen's County and County of Kilkenny for the Time being, the Members of Parliament and Chief Magiſtrate of the Borough of Ballynakill for the Time being, the Incumbents of the ſeveral Pariſhes through which the Leinſter Diviſion of the ſaid Road paſſes, for the Time being, and their Succeſſors, the Honourable Edmond Butler, the Honourable John Dawſon, Hunt Walſh, Philips Coſby, John Parnell, Robert Stubber, Thomas Pigott, John Lyon, John Hely, Garrett Nevill, Hilliard Hely, Frederick French, John Barrington, Denny Baker Cuffe, John Brereton, Stephen Fitz-Gerald, Richard Vicars, Robert Flood, Luke Flood, Edward Flood, Edmond Butler, Captain Pierſe Butler, Richard Philips of Philipſborough, John Warren, Henry Larieve, William Hanſon, Robert Lawrenſon, William Butler, and John Lawrenſon, Eſquires, the Reverend Dean Walſh, the Reverend Doctor Henry Candler, the Reverend Doctor Arthur Jacob, the Reverend Frederick French, the Reverend Philip Walſh, the Reverend Nicholas Foſter, the Reverend John Dalton Harwood, Michael Jacob, Henry Lews, Hugh Bathorn, and John Elliot, Gentlemen; and that the following Perſons and thoſe who ſhall be elected in their Stead, according to the Rules and Orders in the

ſaid

ſaid former Act contained, and none other, ſhall be Truſtees for putting the ſaid Act and this preſent Act in Execution for the Munſter Diviſion, (that is to ſay) the moſt Reverend Michael Lord Archbiſhop of Caſhell, the Right Honourable Stephen Lord Viſcount Mount-Caſhell, the Right Honourable John Lord Viſcount Clanwilliam, the Right Honourable Robert Lord Kingſborough, the Right Honourable Sir Thomas Maude, Baronet, the Members of Parliament for the County of Tipperary for the Time being, the Members of Parliament and Chief Magiſtrate of the City of Caſhel for the Time being, the Incumbents of the ſeveral Pariſhes through which the ſaid Munſter Diviſion of ſaid Road paſſes, for the Time being, and their Succeſſors, Francis Mathew, Henry Prittie, Cornelius O'Callaghan, Richard Pennefeather, ſenior, William Pennefeather, Richard Pennefeather, junior, Wray Palliſer, Mathew Jacob, John Power, John Bagwell, Stephen Moore of Marlfield, William Barton, John Lapp Judkin, Richard Butler, Hamilton Lowe, Daniel Gahan, Robert Bradſhaw, Richard Underwood, Benjamin Lockwood, Samuel Allyn, Benjamin Bunbury, Thomas Bunbury, William Latham, Edward Moore, James Badham Thornhill, Francis Lodge, and William Baker Eſquires, the Reverend John Lord, the Reverend Lawrence Neligan, the Reverend Richard Fitz-Gerald, William Lockwood, Paul Phelan, Samuel Cooper, Thomas Surman, William Ruſſell, James Ruſſell, Robert Bradſhaw of Alleen, Francis Weyland, Samuel Bradſhaw,

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ſhaw, Thomas Lamphire, Richard Sadlier, and William Hamerſly, Gentlemen, and ſhall be inveſted with all the Powers and Authorities in the ſaid former Act, and in this preſent Act given and enacted to all Intents and Purpoſes.

And be it further Enacted by the Authority aforeſaid, That that part of the ſaid Road, extending from Timohoe in the Queen's, through Ballynakill and Durrow, to the Bounds between the Counties of Kilkenny and Tipperary, ſhall hereafter be diſtinguiſhed and known by the Name of The Leinſter Diviſion of the ſaid Road; and that, that Part of the ſaid Road, extending from the Bounds between the ſaid Counties of Kilkenny and Tipperary, through the City of Caſhell, to the Town of Tipperary in the County of Tipperary, ſhall hereafter be diſtinguiſhed and known by the Name of The Munſter Diviſion of the ſaid Road.

And be it further Enacted by the Authority aforeſaid, That the ſeveral Tolls and Duties granted by the ſaid former Act, ſhall be collected and paid according to the Directions of the ſaid Act, until the Firſt Day of November, One thouſand ſeven hundred and ſeventy-ſix, and that from and after the ſaid Firſt Day of November, One thouſand ſeven hundred and ſeventy-ſix, for and during the Continuance of the ſaid former and this preſent Act, the Truſtees

tees herein named, or any Seven or more of them, or those by them authorized and appointed, shall and may take and receive the respective Tolls and Duties following, before any Horse, Mare, Gelding, Ass, or Mule, Cattle, Coach, Berlin, Chariot, Calash, Chaise, Chair, Waggon, Wain, Cart, Car, or other Carriage shall be permitted to pass through the same; (that is to say) for every Coach, Berlin, Chariot, Calash, Chaise or Chair drawn by six or more Horses, Geldings, Mares, or Mules, the Sum of Two Shillings and Six Pence; and for every Coach, Berlin, Chariot, Calash, Chaise or Chair drawn by any Number of Horses, Geldings, Mares, or Mules, less than six, and more than two, One Shilling and Six Pence; and for every Coach, Berlin, Chariot, Calash, Chaise, or Chair drawn by two Horses, Geldings, Mares or Mules, Thirteen Pence; and for every Carriage, commonly called a Chair or Chaise, drawn by One Horse, Mare, Gelding, or other Beast, Six Pence; and for every Waggon, Wain, Cart, or Carriage with Four Wheels, drawn by three or more Horses or other Beasts, Two Shillings; and for every Waggon, Wain, Cart, or Carriage with two Wheels, drawn by more than two Horses, Mares, Geldings, Mules, or other Beasts, One Shilling and Six Pence; and for every Cart, or other Carriage with two Wheels, and drawn by two Horses, Mares, Gelding, Mules, or other Beasts, Six Pence;

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and for every Car, or other Carriage drawn by one Horse, Mare, Gelding, or other Beast, Two Pence; (excepting Cars laden with Turf, and for each and every of them, One Penny) and for every Horse, Mare, Gelding, Mule, or Ass, laden or unladen, and not drawing, One Penny Halfpenny; and for every Drove of Oxen or Neat Cattle, One Shilling and Eight Pence by the Score, and so in Proportion for any greater or lesser Number; and for every Drove of Calves, Hogs, Sheep, or Lambs, Ten Pence by the Score, and so in Proportion for any greater or lesser Number; and for every Carriage whereon shall be carried or borne any Millstone or Millstones, Five Shillings; which said respective Sum and Sums of Money shall be demanded and taken in the Name of, or as a Toll or Tolls, and the Money thereby to be raised and collected, is and shall be vested in the said Trustees, subject and liable to the Payment of the Debts now due to the Creditors of the said Road, which said Debts are hereby made a Charge upon the said Tolls, in Manner hereafter mentioned (that is to say) That the Tolls arising, and to arise or be collected on the Leinster Division of the said Road, shall be applied and disposed of for carrying this Act into Execution, and for keeping in Repair that Division of said Road, and for Payment of the Sums heretofore borrowed, and which shall be hereafter borrowed on the Credit of the Tolls of that Division

Division of the said Road only, and the Interest due, and to grow due for the same; and the Tolls arising, and to arise or be collected on the Munster Division of the said Road, shall be applied and disposed of for carrying this Act into Execution, and for keeping in Repair that Division of the said Road, and for the Payment of the Sums heretofore borrowed, and which shall be hereafter borrowed on the Credit of the Tolls of that Division of the said Road only, and the Interest due, and to grow due for the same.

And be it further Enacted by the Authority aforesaid, That no Person or Persons shall be obliged to pay any of the Tolls herein before mentioned, more than once in the same Day, within either of the Divisions of the said Road, but every Person, having paid the Toll or Duty hereby imposed, at any One of the Gates erected, or to be erected on the said Road between Timahoe in the Queen's County, through Ballynakill and Durrow, and the Bounds between the Counties of Kilkenny and Tipperary, on producing a Note or Ticket thereof (which the Receiver or Receivers of the said Tolls are hereby required to give without Fee or Reward) shall be permitted to pass free through all the several Gates on the said Division at any Time during the Day in which he has paid the said Toll as aforesaid; and so in like Manner, having once paid the said Toll

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at any One of the Gates on the ſaid other Diviſion of the ſaid Road, between the Bounds of the ſaid Counties of Kilkenny and Tipperary, through the City of Caſhell, to the Town of Tipperary in the County of Tipperary, ſhall, on producing ſuch Ticket or Note thereof, be admitted at any Time during the ſaid Day, to paſs through the other Gates of the ſaid Diviſion of the ſaid Road; but it is the true Intention and Meaning of this Act, that every Perſon ſhall pay twice on the ſame Day, in Caſe he ſhall travel over more of the ſaid Road than is contained in One Diviſion of the ſame.

Provided, and it is hereby Declared, That no Perſon ſhall be charged with any of the Tolls or Duties aforeſaid, on paſſing through any of the Turnpike Gates on either Diviſion, who ſhall carry any Stones, Gravel, or other Materials for repairing the ſaid Roads, or any of the Roads in the Pariſhes in which the ſame do lie; nor ſhall any Perſon be chargeable with the ſaid Toll or Duty for any Cars, Carts, or Waggons, laden with Corn in the Straw only, nor for any Ploughs, Harrows, or other Implements of Huſbandry, in order to the uſing and repairing the ſame, in the ſeveral Pariſhes in which the ſaid Road does lie; nor for any Horſe, or any other Cattle going to Water, nor for any Poſt-Horſe carrying the Mail or Packet, nor for ſuch Horſe as ſhall be uſed only

to

to tide on by the Owner or Driver of any Waggon, Cart, or Carriage, provided such Horse pass through the said Turnpike with such Waggon, Cart, or Carriage; nor shall any Toll be taken for the Horses of Soldiers passing that are upon their March, or for Waggons, Carts, Cars, or other Carriages attending them, or for the Horses, Cars, or other Carriages travelling with Vagrants sent by Passes, or with Prisoners transmitted from one part of the Kingdom to another.

And be it further Enacted by the Authority aforesaid, That the Salary or Wages of the Clerk or Receiver to be appointed by the said Trustees of each Division, for carrying the said former and this Act into Execution, shall not be less than Ten Pounds, nor exceed the Sum of Twenty Pounds yearly.

And be it further Enacted by the Authority aforesaid, That this Act shall be deemed, adjudged, and taken to be a Publick Act, and shall be judicially taken Notice of as such, by all Judges, Justices, and other Persons whatsoever, without specially pleading the same.

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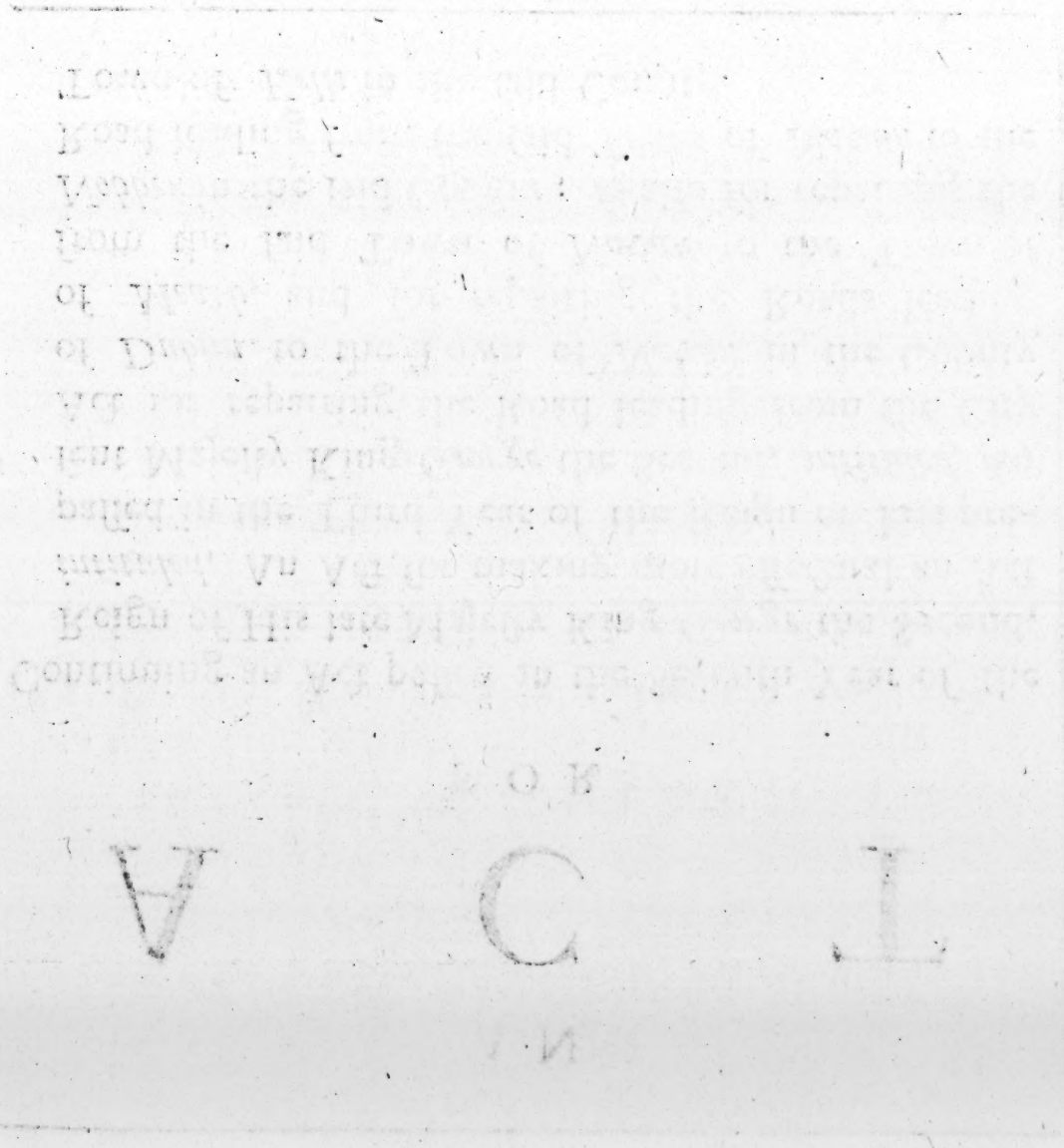
ACT

FOR

Continuing an Act paſſed in the Seventh Year of the Reign of His late Majeſty King *George* the Second, *intituled*, An Act for making more effectual an Act paſſed in the Third Year of the Reign of His preſent Majeſty King *George* the Second, *intituled*, An Act for repairing the Road leading from the City of *Dublin* to the Town of *Navan* in the County of *Meath*, and for repairing the Roads leading from the ſaid Town of *Navan* to the Town of *Nobber* in the ſaid County; as alſo for repairing the Road leading from the ſaid Town of *Navan* to the Town of *Kells* in the ſaid County.

DUBLIN:

Printed by the Executors of DAVID HAY, Aſſignee of the late BOULTER GRIERSON, Printer to the King's moſt Excellent Majeſty. MDCCLXXV.


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Anno Regni Decimo Quinto & ſexto

GEORGII Tertii Regis.

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An Act for continuing an Act paſſed in the Seventh Year of the Reign of His late Majeſty King *George* the Second, *intituled*, An Act for making more effectual an Act paſſed in the Third Year of the Reign of His preſent Majeſty King *George* the Second, *intituled*, An Act for repairing the Road leading from the City of *Dublin* to the Town of *Navan* in the County of *Meath*, and for repairing the Roads leading from the ſaid Town of *Navan* to the Town of *Nobber* in the ſaid County; as alſo for repairing the Road leading from the ſaid Town of *Navan* to the Town of *Kells* in the ſaid County.

CHAP. XXXVII.

WHEREAS by an Act of Parliament paſſed in the Third Year of the Reign of his late Majeſty King George the Second, intituled, An Act for repairing the Road leading from the City of *Dublin* to the Town of *Navan* in

CHAP. XXXVII.

in the County of *Meath*, it was provided amongst other Things, That the Tolls and Duties thereby granted, should take Place, and have Continuance only from and after the Tenth Day of May, in the Year of our Lord One thousand seven hundred and Thirty, for and during the Term of Twenty-one Years: And whereas by another Act of Parliament passed in the Seventh Year of the Reign of His said late Majesty King George the Second, intituled, An Act for making more effectual an Act passed in the Third Year of the Reign of His present Majesty King *George* the Second, *intituled*, An Act for repairing the Road leading from the City of *Dublin* to the Town of *Navan* in the County of *Meath*, and for repairing the Roads leading from the said Town of *Navan* to the Town of *Nobber* in the said County; as also for repairing the Road leading from the said Town of *Navan* to the Town of *Kells* in the said County, it was among other Things Enacted, That the said Act made in the Third Year of His said late Majesty's Reign, and all and every the Powers, Authorities, Articles, Rules, Penalties, and Clauses therein contained, (except what were thereby altered) should be of full Force and Effect, and should continue and be executed from and after the Expiration of the said Term, for and during the further Term of Twenty-four Years, and from thence to the End of the then next Session of Parliament: And whereas the said Act will expire at the End

End of this pzelent Sellion of Parliament, be it Enacted by the King's moſt Excel-lent Majeſty, by and with the Advice and Conſent of the Lozds Spiritual and Tem-pozal, and Commons in this pzelent Par-liament aſſembled, and by the Authozity of the ſame, That the ſaid laſt mentioned Act, and the ſaid fozmer Act, as the ſame is thereby amended, altered, and confirmed, and all and every the Authozities, Powers, Articles, Rules, Penalties, and Clauſes therein contained, ſhall be of full Fozce and Effect, and ſhall continue and be ex-ecuted from and after the Expiration of the ſaid Terms of Twenty-one Years, and Twenty-four Years, foz and during the further Term of Two Years, and from thence to the End of the then nett Sel-lion of Parliament, foz the Intents and Purpoſes in the ſaid Act mentioned, as if the ſame Powers and Authozities granted and given by the ſaid Act were herein again repeated and re-enacted in the Body of this pzelent Act; any Thing contained in the ſaid Act of the Seventh Year of the Reign of His ſaid late Majeſty King George the Second, to the contrary notwithſtanding. CHAP. XXXVII.

CHAP. XXXVIII.

AN

ACT

FOR

Confirming and eſtabliſhing an Agreement made between the ſurviving Truſtees named in, or elected and appointed purſuant to the laſt Will and Codicil of *George Vaughan*, Eſquire, deceaſed, and the ſurviving Deviſees named in the ſaid Will, concerning the Real and Perſonal Eſtates whereof the ſaid *George Vaughan* died ſeized or poſſeſſed, and for making the ſaid Agreement effectual, and for incorporating the ſaid Truſtees for the better Execution of ſuch of the Charities appointed by the ſaid Will, as can be maintained, and for other Purpoſes.

DUBLIN:

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Anno Regni Decimo Quinto & Sexto

GEORGII Tertii Regis.

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An Act for confirming and eſtabliſhing an Agreement made between the ſurviving Truſtees named in, or elected and appointed, purſuant to the laſt Will and Codicil of *George Vaughan*, Eſquire, deceaſed, and the ſurviving Deviſees named in the ſaid Will, concerning the Real and Perſonal Eſtates whereof the ſaid *George Vaughan* died ſeized or poſſeſſed, and for making the ſaid Agreement effectual, and for incorporating the ſaid Truſtees for the better Execution of ſuch of the Charities appointed by the ſaid Will as can be maintained, and for other Purpoſes.

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WHEREAS George Vaughan of Buncranagh in the County of Donegall, Eſquire, deceaſed, was in and before the Year One thouſand ſeven hundred and fifty-three, ſeized in Fee Simple of and in the Manor Towns, Lands, Fee-Farm Rents, Tenements and Hereditaments

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taments herein after mentioned, and possessed of a considerable Personal Estate and Leasehold Interests, and being so seized and possessed, did duly make and publish his Last Will and Testament, attested according to the Form of the Statute for devising Real Estates, bearing Date on or about the Twenty-third Day of June, in the Year One thousand seven hundred and fifty-three, and did therein and thereby give, devise, and bequeath all his Estate in the County of Fermanagh, and all other his Lands of Inheritance, Freehold Leases, and Leases for Years, unto the most Reverend Father in God George, then Archbishop of Armagh, the Right Reverend William, then Lord Bishop of Derry, and his Successors, the Right Reverend Robert, then Lord Bishop of Clogher, and his Successors, the Right Reverend Robert, then Lord Bishop of Raphoe, and his Successors, the Right Reverend Edward, then Lord Bishop of Elphin, since deceased, the Right Reverend Joseph, then Lord Bishop of Kilmore, since deceased, the Right Reverend Henry, then Lord Bishop of Meath, since deceased, the Right Honourable St. George Caulfield, then Lord Chief Justice of His Majesty's Court of King's Bench in Ireland, the Right Honourable Henry Singleton, then Lord Chief Justice of His Majesty's Court of Common Pleas in Ireland, since deceased, the Reverend Thomas Barnard, Clerk, then Rector of Maghera, and now Dean of Derry, the Reverend Mr. Goulding,

Goulding, Clerk, Archdeacon of the Diocese of Derry, the Reverend Richard Leslie of Londonderry, Anthony Foster of the City of Dublin, Esquire, now the Right Honourable Anthony Foster, Lord Chief Baron of his Majesty's Court of Exchequer in Ireland, and Andrew Knox of Prehen in the County of Londonderry, Esquire, since deceased, their Heirs, Executors, Administrators, and Assigns for ever, upon the several Trusts, Intents, and Purposes therein mentioned and appointed that is to say, That the said Trustees, and such other Person and Persons as should from Time to Time succeed in the said Trust, pursuant to a Clause for that Purpose contained in the said Will, do and shall, in the first Place, lay out and apply the yearly Sum of Two Thousand Pounds Sterling in the Manner therein and herein after mentioned; and upon further Trust, that the said Trustees out of the Residue of the yearly Rents, Issues, and Profits of the Real Estate and Leasehold Interests devised and bequeathed to them as aforesaid, do and shall pay all Chief Rents and other Rents that the same stand chargeable with, and all Fines for Renewal, and the Residue thereof, to Alice Vaughan his Wife, for her Life, provided she should so long continue a Widow, and after her Death or Marriage, to Basill Brooke, his Nephew, and one of his Coheirs, for Life, and after his Death to Gustavus Brooke, his Nephew, for Life, and after his Death,

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to Henry Harte his Nephew, and one other of his Coheirs, for Life, and after his Death to William Newburgh, his Cousin, for Life, and after his Death to Arthur Newburgh, his Cousin, for Life, and after his Death to the Heirs Male of the Survivor of them the said Basill Brooke, Gustavus Brooke, Henry Harte, William Newburgh and Arthur Newburgh, and for Default of Issue Male of such Survivor, then to the Heirs Male of the said Basill Brooke, Remainder to the Heirs Male of the said Gustavus Brooke, Remainder to the Heirs Male of the said Henry Harte, Remainder to the Heirs Male of the said William Newburgh, Remainder to the Heirs Male of the said Arthur Newburgh, Remainder to the Incorporated Society for promoting English Protestant Schools; and the said George Vaughan, in and by his said Will did direct, that the said yearly Sum of Two Thousand Pounds Sterling, should be applied in Manner following, that is to say, First, to the Payment of his Debts, then to the Payment of the Annuities and pecuniary Legacies bequeathed by his Will, and then in the Purchase of Lands of Inheritance in Fee Simple, until such Lands so to be purchased, together with his Fee-Simple Estate thereby devised, should amount to the clear yearly Value of Four Thousand Pounds Sterling; and the said George Vaughan, in and by his said Will, did further direct, that when and so soon as such Purchases should be compleated, that his Trustees should set

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apart the ſaid Eſtate in the County of Fermanagh, and ſo much of the other Fee-Simple Eſtates in the County of Donegall, and Leaſehold Intereſts, and of the Lands to be purchaſed as aforeſaid, as ſhould make up and amount to the clear yearly Value of Two Thouſand Pounds Sterling, and be beſt circumſtanced, and moſt fit to anſwer the charitable Purpoſes in the ſaid Will, and herein mentioned, and the Reſidue thereof, amounting, according to the Intention of the Teſtator, expreſſed in his ſaid Will, to one other yearly Sum of Two Thouſand Pounds Sterling, to be ſettled by his Truſtees, upon and to the Uſe of the ſaid Alice Vaughan, during her Life or Widowhood, Remainder to the ſaid Baſill Brooke for Life, Remainder to the ſaid Guſtavus Brooke for Life, Remainder to the ſaid Henry Harte for Life, Remainder to the ſaid William Newburgh for Life, Remainder to the ſaid Arthur Newburgh for Life, Remainder to the Heirs Male of the Survivor of them the ſaid Baſill Brooke, Guſtavus Brooke, Henry Harte, William Newburgh, and Arthur Newburgh, and for Default of Iſſue Male of ſuch Survivor, then to the Heirs Male of the ſaid Baſill Brooke, Remainder to the Heirs Male of the ſaid Guſtavus Brooke, Remainder to the Heirs Male of the ſaid Henry Harte, Remainder to the Heirs Male of the ſaid William Newburgh, Remainder to the Heirs Male of the ſaid Arthur Newburgh, Remainder to the Incorporated Society for promoting

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promoting English Protestant Schools; and the said George Vaughan, in and by his said Will did give and bequeath all such Debts and Arrears of Rent (except a Bequest to his poor Tenants out of the Arrears of Rent) as should be due to him at the Time of his Death; and all his Plate, Furniture, Stock of Cattle, and all other his personal Estate (his Leases only excepted) to the said Alice Vaughan, clear and discharged from the Payment of any of his Debts or Legacies, she, on a Schedule or Inventory being taking thereof, giving Security for equal Value, being forthcoming at her Decease, for the Uses of his Will in general, and more particularly as a Fund for building a Church and Charter-School, as in the said Will is mentioned; and the said George Vaughan, in and by his said Will did direct and appoint, that after compleating such Purchases as aforesaid, the said yearly Sum of Two Thousand Pounds Sterling, intended for Charitable Uses, should be applied in Manner following, that is to say, That his Trustees should, in the first place, by, with, and out of the yearly Rents and Profits thereof, make and erect on such Place, and according to such Plan or Model, as he by Writing under his Hand and Seal (which Writing the said Testator omitted to leave behind him) should direct and appoint one or more good and substantial Building or Buildings, sufficient to receive and lodge Three hundred Boys, and Two hundred Girls,

Girls, together with proper School-Rooms, Workhouses, and Apartments for the several Masters and Mistresses that shall from Time to Time have the Care and Instruction of such Boys and Girls, together with all proper Out-houses; such Buildings to be called and known by the Name of The Charitable Charter-School, Erected and Endowed by the Last Will and Testament of George Vaughan, Esquire; and in the next place make and erect a Church, and enclose a Church-yard, on such place, and according to such plan or Model as he should direct and appoint; and in case he should die without making any such Appointment (which Event has happened) then that such Buildings, Church, and Church-yard should be made on such part of the said Estate in the County of Fermanagh, and after such Form and Manner as the said Trustees shall direct and appoint; and after such Buildings should be made and erected, the said George Vaughan, in and by his said Will did direct and appoint, that the said yearly Sum of Two Thousand Pounds Sterling, should be employed in such Manner, and under such Regulations and Restrictions, as he by Writing under his Hand for that Purpose, should direct and appoint; and in Case he should die without making such Direction or Appointment (which Event has happened) then in maintaining, bringing up, educating, and instructing Three

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Hundred Boys and Two Hundred Girls in the said School, in the several Branches of the Linen Manufactory and Husbandry therein mentioned, in such Manner as the said Trustees shall from Time to Time think most fit, convenient, and useful for the Support, Maintenance, and Instruction of such Boys and Girls, as shall from Time to Time be admitted or received into the said School; and the said George Vaughan, in and by his said Will did direct and appoint, that when and so often as his Trustees by Death or otherwise should be reduced to the Number Nine, then they, and the Survivors and Survivor of them, should elect and make Choice of so many and such other fit and proper Persons to be Trustees, together with the then remaining Trustees, as shall compleat and make up the Number Thirteen at most, and that reasonable Notice of all Meetings in Order to the transacting of any Business of Weight or Moment relating to the said Trusts, shall be given to the several Trustees for the Time being; and that the said Trustees shall have Power to make Leases for Three Lives, or Thirty-one Years, and of renewing Leases for ever, under the Restrictions in the said Will mentioned; and the said Testator did give and bequeath some pecuniary Legacies, and did direct that the same should not be paid, or bear Interest, until his Debts should be first paid, and did appoint

point his Wife his Executrix, and in Case she should die before him, he did appoint the said Andrew Knox, William Lennox of the City of Dublin, Esquire, the Reverend Mr. Goulding, Clerk, Archdeacon of the Diocese of Derry, and the Reverend Richard Leslie, late Curate of the Parish of Fahan in the County of Donegall, Clerk, Executors of his said Last Will and Testament; and the said George Vaughan, on or about the Eighteenth Day of September, in the Year One thousand seven hundred and fifty-eight, made a Codicil to his said Will, and thereby did direct his Trustees to permit his Niece Mary Sampson, to have and take the Issues and Profits arising from a Leasehold Interest which he held under the See of Derry (except a Part thereof therein excepted) and did revoke some of the pecuniary Legacies bequeathed by his said Will, and did bequeath some other pecuniary Legacies, and did revoke the Appointment of the said William Lennox and Archdeacon Edward Goulding, as his Trustees and Executors, and did appoint the Reverend Doctor Edward Ledwich, now Dean of Kildare, as a Trustee and Executor of his Last Will and Testament, in their Place; And whereas the said Alice Vaughan and Arthur Newburgh died in the Lifetime of the said George Vaughan, and the said George Vaughan died on or about the Fifth Day of April, in the Year One thousand seven hundred and sixty-three, without Issue,

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and without revoking or altering his said Will and Codicil, or either of them: And whereas the Executors named and appointed in and by the said Last Will and Testament and Codicil of the said George Vaughan, did, by Writing under their Hands and Seals, renounce the Execution thereof, and refuse to take the Probate thereof, and thereupon Administration under the Seal of his Majesty's Court of Prerogative in Ireland, of the Goods and Chattels, Rights and Credits of the said George Vaughan, was granted and committed to the said Basill Brooke, and the said Basill Brooke having died on or about the Fifth Day of January, in the Year One thousand seven hundred and sixty-eight, thereupon Administration of the Goods and Chattels, Rights, and Credits, which were of the said George Vaughan at the Time of his Death, unadministered by the said Basill Brooke, deceased, with the Will and Codicil of the said George Vaughan annexed, was granted under the Seal of the said Court of Prerogative, unto the said Gustavus Brooke: And whereas the Real and Leasehold Interests of the said George Vaughan, at the Time of making his said Will, did produce a clear yearly Income of Two Thousand Three Hundred and Fifteen Pounds Sterling, or thereabouts, and did afterwards, in his Lifetime, produce a greater yearly Income, and the said George Vaughan did expressly devise the Surplus thereof,

thereof, over and above the yearly Sum of Two Thousand Pounds Sterling to his Wife and other Relations as aforesaid, and most probably did apprehend such Surplus to be of considerable yearly Value; but the said George Vaughan, having by his Codicil otherwise disposed of his Leasehold Interest under the See of Derry, and his other Leasehold Interests having expired in or about the Year One thousand seven hundred and seventy, nothing now remains to answer the Charitable Devises in the said Will of the said George Vaughan, or the Provision which he did intend to make for his Relations and Devisees, save only his Real Estates in the Counties of Fermanagh and Donegall, which in the Whole are of the clear yearly Value of One Thousand Two Hundred and Eighty-four Pounds Fifteen Shillings Sterling, or thereabouts, and no more, and are totally insufficient to enable the said Trustees, within any reasonable Period of Time, to purchase as much Lands of Inheritance, as, together with the said Estates in the Counties of Fermanagh and Donegall, shall be sufficient to produce a yearly Income of Four Thousand Pounds Sterling, and until such Purchases shall be made, no Part of the Charitable Purposes intended by the said George Vaughan, can take Effect in Possession, neither can any Benefit ever arise to the Devisees for Life, named in the Will of the said George Vaughan, and

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it will be more for the Advantage as well of the Charity, as of the Relations and Devisees of the said George Vaughan, to divide the said Estate between them, so as that the several parties interested may enjoy an immediate Benefit therefrom, than to wait for an Event so very remote as compleating the purchases directed by the said Will of the said George Vaughan: And whereas an Agreement has been made between the most Reverend Father in God, Richard, Lord Archbishop of Armagh, Primate and Metropolitan of all Ireland, the Right Reverend and Right Honourable Frederick, Lord Bishop of Derry, the Right Reverend John, Lord Bishop of Clogher, the Right Reverend John, Lord Bishop of Raphoe, the Right Honourable Saint George Caulfield, the Reverend Thomas Barnard, Doctor in Divinity, and Dean of Derry, the Reverend Richard Leslie, Clerk, the Right Honourable Anthony Foster, Lord Chief Baron of His Majesty's Court of Exchequer in Ireland, the Reverend Edward Ledwich, Doctor of Laws, Dean of Kildare, the Honourable William Scott, Esquire, Second Baron of the said Court of Exchequer, the Reverend Richard Woodward, Doctor of Laws, Dean of Clogher, and the Right Honourable Sir Arthur Brooke, Baronet, Trustees appointed by, or elected pursuant to the Last Will and Codicil of the said George Vaughan, and the said Gustavus Brooke, one of the Nephews and Devisees of the said

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said George Vaughan, and Administrator of all and singular the Goods and Chattels, Rights and Credits which were of the said George Vaughan at the Time of his Death unadministered by Basill Brooke, Esquire, deceased, with the Will and Codicil of the said George Vaughan annexed, the said Henry Harte, William Newburgh, and Henry Vaughan Brooke, Esquire, eldest Son and Heir at Law of the said Basill Brooke, that all that and those the Towns, Lands, Fee-Farm Rents, Tenements and Hereditaments herein after particularly mentioned and described, now of the clear yearly Value of Six Hundred and Forty-five Pounds Eight Shillings and Eight pence Sterling, or thereabouts, being one Moiety of the Real Estate of the said George Vaughan, subject to one Moiety of the Crown Rent payable out of the Manor of Castlehassett in the County of Fermanagh, to his Majesty, His Heirs and Successors; and also one Moiety of all such Part of the said Two Thousand Pounds a Year, as has been received out of the Testator's Estate and Leasehold Interests; and also one Moiety of all the Rents that have been received out of the Testator's Real Estate since the Expiration of his Leases to and for the First Day of November, in the Year One thousand seven hundred and seventy-five, and of all Arrears of Rent that did remain due and unpaid on the said First Day of November inclusive; and

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of all the Personal Estate of the said Testator, now remaining in the Hands of the said Gustavus Brooke his Administrator, or standing out on Securities, save and except one Bond executed by the Honourable John Chichester, Esquire, deceased, to the said George Vaughan, and conditioned for the Performance of Covenants, and of a Judgment obtained thereon; and also save and except any Benefit or Advantage that may arise from the Testator's said Lease under the See of Derry, shall be and remain vested in the said Trustees and their Successors, to and for the Use of the Charity intended by the said George Vaughan: And further, that all that and those the Towns, Lands, Fee-Farm Rents, Tenements, and Hereditaments herein after particularly mentioned, now of the clear yearly Value of Six Hundred and Thirty-nine Pounds Six Shillings and Three Pence Halfpenny Sterling, or thereabouts, and all other the rest and residue of the said Testator's Real and Freehold Estates, and also the Testator's Personal Estate and Interest in the Towns and Lands of Mashill and Tyroneil in the County of Donegall; and also the other Moiety of all such part of the said Two Thousand Pounds a Year, as has been received out of the Testator's Estate and Leasehold Interests; and also the other Moiety of all the Rents that have been received out of the Testator's Real Estate since the Expira-

Expiration of his Leasehold Interests to and for the First Day of November in the Year One thousand seven hundred and seventy-five inclusive, and of all Arrears of Rent that did remain due and unpaid on the said First Day of November inclusive; and of all the personal Estate of the said Testator, now remaining in the Hands of the said Gustavus Brooke, or standing out upon Securities, and all Benefit and Advantage that may arise from the said Judgment obtained by the Testator against the said John Chichester, or from the Testator's said Lease under the See of Derry, subject to one Moiety of the Crown Rent of the said Manor of Castlehassett, and to all other Rent reserved and payable out of the Testator's Real and personal Estate in the County of Donegall, shall be and remain vested in the said Henry Vaughan Brooke, his Heirs, Executors, Administrators, and Assigns, but nevertheless, as to the said Towns, Lands and Premisses last mentioned, to such Uses as are herein after mentioned, concerning the same, and as to the said personal Estate in Trust for the said Gustavus Brooke, Henry Harte, William Newburgh, and Henry Vaughan Brooke, their Executors, Administrators and Assigns, in Manner herein after mentioned; and likewise that all Woods and plantations now standing on the said Estate in the County of Fermanagh, shall be sold with all convenient Speed, and that one

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Moiety of the Money arising from such Sale be paid to the said Trustees, or their Assigns, and the other Moiety thereof to the said Henry Vaughan Brooke, his Executors and Administrators, upon the Trusts aforesaid; and that one Moiety of all such Debts and Legacies of the said Testator, as yet remain due and unpaid, shall be paid by the said Trustees, and the other Moiety thereof by the said Henry Vaughan Brooke: And lastly, that Application should be forthwith made for an Act of Parliament, to enable the said Parties to carry the said Agreement into compleat Execution, and for such other Purposes as may be thought necessary; and that one Moiety of all Costs and Expences that may attend the same, and the Recovery of the Debts due to the Testator, and of the Arrears of Rent due out of his several Estates, and of all other Expences attending the Testator's Affairs until the obtaining of such Act of Parliament, shall be paid and defrayed by the said Trustees out of their Share of the Testator's Fortune, and the other Moiety thereof by the said Henry Vaughan Brooke. And whereas by a Deed-Poll, bearing Date on or about the seventeenth Day of February, in the Year One thousand seven hundred and seventy-six, the said Incorporated Society in Dublin for promoting English Protestant Schools, did signify their Approbation of the aforesaid Agreement, and did declare their Consent

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ſent, that Application be made for an Act of Parliament to enable the ſaid Parties to the ſaid Articles, to carry the ſaid Agreement into compleat Execution: And whereas the ſaid Agreement is manifeſtly advantageous to all Parties claiming under the ſaid Laſt Will and Codicil of the ſaid George Vaughan, and fit to be carried into Execution, but the ſame cannot be effectually done without the Aid of Parliament: And whereas it may tend to promote the due Execution of ſo much of the Charitable Scheme of the ſaid George Vaughan, as the Fund now remaining for that Purpoſe ſhall be ſufficient to anſwer, that the ſaid Truſtees, and the Reverend Howard Saint George, Clerk, Rector of the Pariſh of Magherahculmony and Drumkieran, in the County of Fermanagh, and the Rectors of Drumkieran for the Time being, be conſtituted a Corporation to carry into Execution, and continue the ſaid Charitable Scheme for ever; Therefore, at the humble Petition and Requeſt of his Grace the ſaid Lord Primate of all Ireland, Frederick, Lord Biſhop of Derry, John, Lord Biſhop of Clogher, John, Lord Biſhop of Raphoe, Saint George Caulfield, Richard Leſlie, Anthony Foſter, Lord Chief Baron of the Court of Exchequer, Edward Ledwich, Dean of Kildare, William Scott, Second Baron of the ſaid Court, Richard Woodward, Dean of Clogher, and Sir Arthur Brooke, and Howard Saint George, and the Rector of the Pariſh of Drumkieran, for

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the Time being, Truſtees appointed by, or elected purſuant to the Laſt Will and Codicil of the ſaid George Vaughan, Guſtavus Brooke, Henry Harte, and Henry Vaughan Brooke, and by and with the Conſent of the ſaid Incorporated Society, be it Enacted by the King's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons in this preſent Parliament aſſembled, and by the Authority of the ſame, That from henceforth there be, and ſhall be a Corporation to continue for ever, for the Execution of the Charitable Scheme in the ſaid Laſt Will and Teſtament of the ſaid George Vaughan, ſo far forth as the Fund hereby veſted in ſuch Corporation, ſhall be ſufficient to anſwer the ſame; which Corporation ſhall for ever hereafter be called and known by the Name of The Governors of the Charitable Charter-School erected and endowed by the Laſt Will and Teſtament of George Vaughan, Eſquire, and ſhall conſiſt of the ſeveral Perſons herein after named, that is to ſay, His Grace the Lord Archbiſhop of Armagh, Primate of all Ireland, for the Time being, the Lord Biſhop of Derry, for the Time being, the Lord Biſhop of Clogher, for the Time being, the Lord Biſhop of Raphoe, for the Time being, the ſaid Saint George Caulfield, Thomas Barnard, Richard Leſlie, Anthony Foſter, Edward Ledwich, William Scott, Richard Woodward, Sir Arthur Brooke, Howard

Howard Saint George, and the Rector of Drumkieran, for the Time being.

Be it Enacted by the Authority aforesaid, That all that and those the Towns, Lands, Fee-Farm Rents, Tenements, and Hereditaments following, that is to say, all that and those the Towns and Lands of Crevenish, Kamplony, otherwise Camploony, and two Orchards adjoining thereto, Caddy, otherwise Kedy, otherwise Kedagh, Maveshill, Rabbitt Isle, otherwise Rabbitt Island, Cornacrea, otherwise Cornecrea, Lissingle, Drimchunny, otherwise Drimhunny, otherwise Drumchunny, Roscah, otherwise Rosca, Letterkeen, Muckrush, otherwise Muckerose, Muckrush-point and Drumrush, and the Tenements in the Town of Cash, otherwise Kesh, and the Mill, and the Mill Tenements and Customs of the said Town of Cash, otherwise Kesh, Drimcluna, otherwise Drumcluna, Portnode, otherwise Portanode, Ilanesty, otherwise Island-East, Hare-Island, otherwise Hair-Island, East and West Dura, otherwise Durah, otherwise called Little and Big Dura, otherwise Durah, Feddans, Drimchurrin, otherwise Drumhurrin, otherwise Drimhurrin, Letterbooy, otherwise Letterboy, Crullan, otherwise Crillan, and Tibrit, otherwise Tiberud, otherwise Tibrid, Clooncagh, otherwise Cloncah, otherwise Rock of Cloncah, and also one yearly Fee-Farm Rent of Four Pounds Twelve Shillings Sterling, charged and chargeable upon all that

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and thoſe the Tolbn and Lands of Clare-view, the little Iſland belonging to Clare-view, and the Bar of Drimmore, otherwiſe Dromore, otherwiſe Drummore; and alſo one other yearly Fee-Farm Rent of Eighte Pounds Five Shillings Sterling, charged and chargeable upon all that and thoſe the Tolbn and Lands of Roſcolbon, otherwiſe Roſcolban; and alſo one other yearly Fee-Farm Rent of One pound and Four Pence Sterling, charged and chargeable upon all that and thoſe the Tolbn and Lands of Drumnarallagh, otherwiſe Drumnarollagh, with all and every their Rights, Members, Sub-denominations, and Appurtenances, by whatſoever Name or Names, Deſcription or Deſcriptions, the ſame or any of them is or are, or hath or have been called, knolbn, or diſtinguiſhed; all which ſaid Tolbns and Lands are diſtinguiſhed upon the Map or Surbey thereof annexed to the ſaid recited Articles of the ſixteenth Day of February, One thouſand ſeven hundred and ſeventy-ſix, by the Name of the Weſtern Diviſion, and are part and parcell of the ſaid Manor of Caſtlehaſſett, and are ſituate, lying, and being in the County of Fermanagh, ſubject nolbeber to the payment of one Moiety of the Crolbn Rent, payable out of the ſaid Manor to His Majeſty, His Heirs and Succeſſors for ever; and alſo all that and thoſe one full and equal Moiety of all ſuch part of the ſaid yearly Sum of Tbo Thouſand Pounds

Pounds Sterling, as hath been received out of the real and Leasehold Estates and Interests of the said George Vaughan: and also one full and equal Moiety of all the Rents that have been received out of the said Real Estate of the said George Vaughan, since the Expiration of his Leases, to and for the First Day of November, in the Year One thousand seven hundred and seventy-five inclusive, and of all Arrears of Rent that did remain due and unpaid on the said First Day of November inclusive, and of all the Personal Estate of the said George Vaughan, which remains in the Hands of the said Gustavus Brooke, or outstanding upon Securities, save and except the said Bond executed by the said John Chichester, and the Judgment obtained thereon by the said George Vaughan, and save and except the said Leasehold Interest held by the said George Vaughan under the See of Derry, subject however to the Payment of one Moiety of all such Debts and Legacies of the said George Vaughan, as the same were or are subject to, and also to the Payment of one Moiety of all the Costs and Expences that have attended, or shall or may attend the suing for and recovering the Debts due to the said George Vaughan, and the said Arrears of Rent, or any of them, or the Management of the said Testator's Affairs, and of obtaining this Act of Parliament, until the same shall pass into a Law, be, and the same

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are, from the Firſt Day of November, in the Year One thouſand ſeven hundred and ſeventy-five, hereby veſted in, and ſettled upon the ſaid Governors of the Charitable Charter-School, erected and endowed by the Laſt Will and Teſtament of George Vaughan, Eſquire, and their Succeſſors for ever, freed and diſcharged of and from all and every the Eſtates, Entails, Uſes, Truſts, Limitations, Remainders, Reverſions, Charges and Incumbrances whatſoever, in or by the ſaid recited Laſt Will and Teſtament or Codicil of the ſaid George Vaughan, limited, created, expreſſed, or declared for, of, and concerning the ſame; to the Intent and Purpoſe, nevertheleſs, that the ſaid Corporation may and ſhall apply and employ the ſame in the due Execution of ſo much of the Charitable Scheme of the ſaid George Vaughan, as the Fund hereby veſted in the ſaid Corporation, ſhall be ſufficient to maintain, ſupport, and anſwer, according to their beſt Diſcretion, and moſt beneficially for the Objects of the ſaid Charity.

And be it Enacted by the Authority aforeſaid, That all that and thoſe the Towns, Lands, Fee-Farm Rents, Tenements, Hereditaments, and Leaſeholds following, that is to ſay, all that and thoſe the Towns and Lands of Edentecrummon, otherwiſe Edinticrum, Drimmany, otherwiſe Drimminy, Drimchorick, otherwiſe Drumhorick, otherwiſe Drumchirk, Drimnagalagh,

galagh, otherwise Drumnagallagh, and Derrineeve, Drimnagrecel, otherwise Drimagreſſill, otherwise Drumgriſtin, Gortnaguillan, otherwiſe Gortnagullen, Muntaghroe, otherwiſe Montaghroe, Drimſkinney, otherwiſe Drumſkenny, Guſſidys, otherwiſe Guſſedys, Doochrock, otherwiſe Ducrock, Fertagh, otherwiſe Farta, Drimgawna, otherwiſe Drimganagh, Drimavehin, otherwiſe Drumavehan, Drimbrick, otherwiſe Drumbreck, Crimlin, otherwiſe Crumlin, Ochel, otherwiſe Oghill, Weſt Edencloy, otherwiſe Weſt Edentecloy, otherwiſe Edencloybig, otherwiſe Edentecloybig, Eaſt Edencloy, otherwiſe Eaſt Edentecloy, otherwiſe Edencloylittle, otherwiſe Edentecloylittle; and alſo one yearly Fee-Farm Rent of Five pounds Twelve Shillings Sterling, charged and chargeable upon all that and thoſe the Town and Lands of Tullycabrick, otherwiſe Tillycabrick; and alſo one other yearly Fee-Farm Rent of Two pounds Sterling, charged and chargeable upon all that and thoſe the Town and Lands of Mullochmore, otherwiſe Mullaghmore; and alſo one other yearly Fee-Farm Rent of One Pound Ten Shillings Sterling, charged and chargeable upon all that and thoſe the Town and Lands of Aughagreſin, otherwiſe Aghagriffin, otherwiſe Agragriffin, with all and every their Rights, Members, Sub-denominations and Appurtenances, by whatſoever Name or Names, Deſcription or Deſcriptions the ſame or any of them is or are, or hath or have been called, known,

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known, or distinguished, and the Lordship and Royalties of the said Manor of Castlehassett, all which said Towns and Lands are distinguished upon a Map or Survey thereof, by the Name of the Eastern Division, and are part and parcel of the said Manor of Castlehassett, and are situate, lying, and being in the County of Fermanagh, subject however to the payment of one Moiety of the Crown Rent payable out of the said Manor to His Majesty, His Heirs and Successors for ever; and also all that and those the Towns and Lands of Stackernagh, Pollands, Drummacranne, Ballyboladder, Ballynakill, Glenkeeragh, and Kennigoe, with all and every their Rights, Members, Sub-denominations, and Appurtenances, by whatsoever Name or Names, Description or Descriptions the same or any of them is or are, or hath or have been called, known or distinguished, situate, lying, and being in the County of Donegall, subject however to the payment of all Fee-Farm and other Rents issuing and going out of, or charged or chargeable thereon, and also the said George Vaughan's Leasehold Interests in the said Towns and Lands of Mashill and Tyroneil, situate, lying, and being in the County of Donegall, subject to the Rents payable for the same; and also the said George Vaughan's Leasehold Interest under the See of Derry, and also the said Bond perfected by the said John Chichester, and the Judgment obtained

obtained thereon by the ſaid George Vaughan, and all Benefit to be had thereby; and alſo all that and thoſe one full and equal Moiety of all ſuch part of the ſaid yearly Sum of Two Thouſand Pounds, as hath been received out of the Real and Leaſehold Eſtates and Intereſts of the ſaid George Vaughan; and alſo one full and equal Moiety of all the Rents that have been received out of the real Eſtate of the ſaid George Vaughan, ſince the Expiration of his Leaſes to and for the Firſt Day of November, in the Year one thouſand ſeven hundred and ſeventy-five, inclusive, and of all Arrears of Rent that did remain due and unpaid on the ſaid Firſt Day of November inclusive, and of all the Perſonal Eſtate of the ſaid George Vaughan, that remains in the Hands of the ſaid Guſtavus Brooke, or outſtanding upon Securities, ſubject however to the Payment of one Moiety of all ſuch Debts and Legacies of the ſaid George Vaughan, as yet remain due and unpaid; and alſo to the Payment of one Moiety of all the Coſts and Expences that have attended, or ſhall or may attend the ſuing for, and recovering the Debts due to the ſaid George Vaughan, and the ſaid Arrears of Rent, or any of them, or the Management of the ſaid Teſtator's Affairs, and of obtaining this Act of Parliament, until the ſame ſhall paſs into a Law, be, and the ſame are, from the Firſt Day of November, in the Year One thouſand

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sand seven hundred and seventy-five, vested in Henry Vaughan Brooke, his Heirs, Executors, Administrators, and Assigns, for ever, freed and discharged of and from all and every the Estates, Entails, Uses, Trusts, Limitations, Remainders, Reversions, Charges, and Incumbrances whatsoever, in or by the said Last Will and Testament or Codicil of the said George Vaughan, limited, created, expressed, and declared of and concerning the same; but nevertheless, as to the said Towns, Lands, and Premisses last herein before particularly described, with their and every of their Appurtenances to the following Uses, that is to say, to the Use of the said Gustavus Brooke, during his natural Life, and from and after his Death, to the Use of the said Henry Harte, during his natural Life, and from and after his Death, to the Use of the said William Newburgh, during his natural Life, and from and after his Death, to the Use of the Heirs Male of the Body of the Survivor of them the said Gustavus Brooke, Henry Harte, and William Newburgh, and in Default of such Issue, to the Use of the Heirs Male of the Body of the said Basill Brooke, lawfully begotten; and in Default of such Issue, to the Use of the Heirs Male of the Body of the said Gustavus Brooke, lawfully begotten; and in Default of such Issue, to the Use of the Heirs Male of the Body of the said Henry Harte, lawfully begotten; and in Default of

of such Issue, to the Use of the Heirs Male of the Body of the said William Newburgh, lawfully begotten; and in Default of such Issue, to the Use of the Right Heirs of the said George Vaughan, the Testator; and as to the said personal Estate so vested in the said Henry Vaughan Brooke, as aforesaid, in Trust for the said Gustavus Brooke, Henry Harte, William Newburgh, and Henry Vaughan Brooke, their Executors, Administrators, and Assigns, subject to such Agreement as hath been made between them concerning the same.

Provided allways, That nothing in this Act contained, shall extend to make void, confirm, alter or vary any Agreement or Agreements made or entered into by and between the said Gustavus Brooke, Henry Harte, William Newburgh, and Henry Vaughan Brooke, or any of them, touching or concerning the said Premisses hereby vested in the said Henry Vaughan Brooke, but that all such Agreements shall remain in the same plight and Condition as if this Act had not been made.

And be it Enacted by the Authority aforesaid, That the said Governors of the Charitable Charter-School, erected and endowed by the Last Will and Testament of George Vaughan, Esquire, and the said Henry Vaughan Brooke and his Heirs, may and shall forthwith, and with all convenient

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Speed, absolutely sell and dispose of the Woods and Plantations now standing and growing upon the said Lands in the County of Fermanagh, and divide the Money arising by the Sale thereof equally between them, that is to say, one Moiety thereof to the said Governors for the Charitable Purposes aforesaid, and the other Moiety thereof to the said Henry Vaughan Brooke, his Executors, Administrators, and Assigns, upon Trust as aforesaid.

Provided always, and be it Enacted by the Authority aforesaid, That nothing herein contained shall affect, prejudice, vary, or change, or be construed, deemed, or taken to affect, prejudice, vary, or change the Right or Title of Mary Sampson, Spinster, to the said George Vaughan's Leasehold Interest under the See of Derry, but the same shall be, and is hereby preserved to the said Mary Sampson, in the same State, Plight, and Condition, as the same would have been, in case this Act had never been made; any Thing herein before contained to the contrary notwithstanding.

And be it Enacted by the Authority aforesaid, That the said Governors of the said Charitable Charter-School, erected and endowed by the Last Will and Testament of George Vaughan, Esquire, may and shall meet and Corporately assemble, when and so often, and at such Place or Places

Places as they shall think fit, seven Days Notice of such intended Meeting being previously given in Writing to each of the said Governors, or left at his Dwelling-House, or published in the Dublin Gazette; and that upon the Death or Resignation of any of the Person or Persons herein before particularly named as a Governor, then the Governors of the said Charitable Charter-School, erected and endowed by the Last Will and Testament of George Vaughan, Esquire, or the major Part of them then living, Three at least consenting, shall within Six Calendar Months after such Vacancy shall happen, elect some other Person or Persons to be a Governor or Governors in the Place or Stead of every such Person or Persons so dying or resigning, so as that the Number of Governors may allways be Thirteen, and no more; and that as often as any Vacancy shall happen by the Death or Resignation of any Person or Persons hereafter to be elected to be a Governor or Governors, some other Person or Persons shall in like Manner be elected; and all such Person and Persons from Time to Time so elected, shall to all Intents and Purposes be, and be deemed and taken to be, a Governor and Governors of the said Charitable Charter-School, as if his and their Name and Names had been herein for that Purpose particularly inserted, due Notice being given as aforesaid, of such

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Meeting or Assembly at which such Election or Elections shall be made, otherwise such Election and Elections shall be void.

And be it Enacted by the Authority aforesaid, That the said Governors herein before nominated and appointed, and their Successors, shall for ever hereafter be in Name and in Fact one Body Politick and Corporate in Law, for the Purposes in this Act appointed, and shall have perpetual Succession, and may and shall sue and be sued, plead and be impleaded, by the aforesaid Name of Incorporation, in all Courts and Places of Judicature, and shall and may appoint and make a Common Seal or Seals for the Use of the said Corporation; and that the said Governors, or their Successors (five at least being present) being Corporately assembled, shall have Power, and are hereby authorized, by the Votes of the greater Part of such of the said Governors as shall be so assembled, to make such Laws, Rules, Orders, and Regulations, for the good Government and Management of the said Charity, consistent with the Laws of this Realm, as they shall think necessary and convenient; and to revoke or alter the same at their Discretion; to which Laws, Rules, Orders, and Regulations, so made by the said Governors, or their Successors, all Officers and Servants belonging to the

said

said School, or employed by the said Governors, who shall from Time to Time be nominated and appointed by the Votes of the greater Number of such of the said Governors as shall be so assembled, Five at least being present, and all Children, who from Time to Time shall be admitted and remain in the said School, shall be subject unto, and obliged to observe and obey; and in case such Officers, Servants, or Children, or any of them, shall refuse or neglect to submit and conform to, and obey the same, the said Governors, at any Assembly Corporately convened by the Votes of the greater Number, Five at least being present, shall have full Power and Authority, and are hereby authorized and impowered, to suspend, deprive, or dismiss such Officers or Servants off and from their Offices, Employments, or Services, and all Salaries, Profits, and Emoluments thereunto belonging, and to remove and dismiss such Child and Children out of the said School, or for such Offence or Offences, or Neglect, to appoint any lesser Punishment to be inflicted on such Officers, Servants, or Children, as they in their Discretion shall think fit.

And be it Enacted by the Authority aforesaid, That it shall and may be lawful to and for the Governors of the said Charity, and their Successors, or the greater Number of them, from Time to Time, by Indenture under their Common Seal, to

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demise or lease the said Tolldns, Lands, Tenements, Hereditaments, and Premisses hereby vested in them as aforesaid, or any Part or Parcel thereof, for any Term not exceeding Three Lives, or for any Number of Years, not exceeding Thirty-one Years in Possession, and not in Reversion, Remainder, or Expectancy, so as upon every such Lease there be reserved and made payable, during the Continuance thereof, Half-yearly, to the said Governors and their Successors, the most and best improved yearly Rent that can be reasonably had or obtained for the same, from a solvent Tenant, at the Time of making thereof, without taking any Sum or Sums of Money, or other Thing by Way of Fine or Income, for or in respect of such Lease or Leases, and so as none of such Leases be made dispunishable of Waste, by any express Words therein, and so as in every of such Leases there be contained a Clause or Clauses of Distress and Re-entry for Non-payment of the Rent or Rents to be thereby reserved, and so as the Lessee or Lessees, to whom such Lease or Leases shall be made, seal and deliver Counterparts of such Lease or Leases respectively; and that all Leases made of the said Lands, Tenements, Hereditaments, and Premisses, or of any Part or Parcel thereof, in any other Manner than as aforesaid, shall not be good or available in the Law, but shall be ipso facto null and void.

And

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And be it Enacted by the Authority aforesaid, That this Act shall be deemed, taken, and allowed in all Courts of Justice in this Kingdom as a Publick Act, and taken Notice of and allowed as such, by all Judges and others, without specially pleading the same.

Saving and reserving to the King's most Excellent Majesty, His Heirs and Successors, and to all other Person and Persons, Bodies Politick and Corporate, their respective Heirs, Successors, Executors and Administrators (other than and except any Person or Persons claiming or to claim by Virtue of, or under the said Last Will and Testament and Codicil of the said George Vaughan) all such Right, Title, Estate, and Interest, both at Law and in Equity, as they or any of them had, could, might, or ought to have had, as fully to all Intents and Purposes, as if this Act had never been made; any Thing herein before contained to the contrary thereof in any wise notwithstanding.

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